

LYME ART ASSOCIATION

Elisabeth Gordon Chandler
President

January 17, 1976
Residence: W.E.S. Griswold
Present: Griswold, Umberger

Informal: The Lyme Art Association is now operating in the black, although this has not always been so. The Association is not tax exempt.

There is some consideration being given to proposals to change the organization to make it eligible for tax-exemption.

The Directors face immediate difficulties: the building on Lyme Street needs repair and renovation, doors must be repaired or replaced, the interior painted, lighting improved, and a new well and adequate septic system installed.

It is the hope of some members that the Art Association become a Cultural Center for Old Lyme. It would encourage the holding of concerts, balls, receptions in its gallery.

Possibly there could be formed an "Academy of the Fine Arts", designed especially for adults and post-high school youth. This envisions the inclusion of heads of cultural organizations in the Town on its Board of Trustees.

A faculty could readily be formed in the membership of the Association. To this might be added programs in the performing arts, especially music.

Response:

- (1) The Board of Directors of the MacCurdy-Salisbury Educational Foundation request a budget and financial statement of the Lyme Art Association;
- (2) The plan for funding a Cultural Center, including proposals for financing an "Academy".

The Foundation Board of Directors will then consider whether this is in the scope of its activities, and the extent to which support might be offered.

P.S. The Art Association is sponsoring a Children's Art Exhibit on May 22 and 23, with prizes from \$100 - \$150.

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THE LYME ART ASSOCIATION
OLD LYME, CONNECTICUT 06371
BOX 222

January 18th, 1976

Dear Artist Member:

Please read and consider the enclosed carefully. Our Attorney, Dr. Henry L. Shepherd, has written a very complete treatise on the background of the Lyme Art Association and our current problems, outlining three courses of action.

I am calling a Special Meeting of Artist Members to discuss them and decide on which course we will follow. This is an all-important meeting for the future of the Lyme Art Association. Please try to attend if you possibly can.

For those of you who did not attend the meeting of Dec. 12th, the Old Lyme Town Hall is located on the west side of Lyme Street (Same street as the gallery) south of the Turnpike. The meeting will be held in the Auditorium upstairs on

SATURDAY, JANUARY 31st, at 11 A.M.

May I take this occasion to wish you all a very happy New Year.

Sincerely yours,

Elisabeth Gordon Chandler
President

Enc.



THE NEW YORK PUBLIC LIBRARY
ASTOR LENOX TILDEN FOUNDATION
1900

January 15, 1900

Dear Sir,

I have just received your letter of the 12th inst. regarding the proposed alterations to the Library. I am very glad to hear that you are so interested in the subject, and I am sure that your suggestions will be of great value.

I am sure that the Board of Trustees will be very glad to hear of your suggestions, and I am sure that they will be of great value. I am sure that the Board will be very glad to hear of your suggestions, and I am sure that they will be of great value.

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Very truly yours,

Yours very truly,
J. P. Morgan

Enclosed find

Very truly yours,
J. P. Morgan

500

January 25th, 1976

Myron S. McKittrick
16 Revere Drive Apt 4
Bloomfield, CT. 06002

Dear Mr. McKittrick:

You asked me to outline the three possible courses of action that I mentioned at our last meeting in connection with our respective Academies. This is as I see it and as I will present it to our artist members of the Lyme Art Association at a Special Meeting on January 31st. The Meeting is being held specifically to determine if we will proceed with our proposed Academy of Fine Arts or not, so it seems a good time to discuss these alternatives as well.

1- Mr. McKittrick would form Academy 21 as planned. Lyme Art Association would form Lyme Academy of Fine Arts. Academy 21 would be for the instruction of the Performing Arts only. Lyme Academy of Fine Arts would be for the instruction of the fine arts only. The two institutions would be separate and distinct but Academy 21 might wish to rent space in the Lyme Art Gallery for some of its operations. The Lyme Academy of Fine Arts would be a tax-exempt organization. Academy 21 would be, presumably

Mr. McKittrick and Lyme Art Association would combine forces and financial backing to form a Lyme Academy of the Arts - Fine and Performing (or some such name. There has been opposition to the name Academy 21 as it sounds too much like a Night Club!) Lyme Academy of the Arts - Fine and Performing would be a tax-exempt organization composed of two equal branches - one for instruction in the fine and visual arts, the other for instruction in the performing arts (theater, choir, music etc.). The Board of Trustees would be composed of incumbent heads of local cultural groups (Phebe Griffin Noyes Library, Historical Society, MacCurdy-Salisbury Educational Foundation, Lyme Art Association etc.) as well as other outstanding citizens with cultural interests. Mr. McKittrick would be a member of the Board of Trustees on an equal footing with the President of the Lyme Art Association and the others. He would also act as Director of the Performing Arts Section and possibly as a Director of the combined operation. However the Fine Arts section should have an artist or artists directly responsible for policies and teaching in the art school. The

3- Lyme Art Association would form Lyme Academy of Fine Arts, a tax exempt organization, obtaining its own financial backing and would engage Mr. McKittrick as Director. Mr. McKittrick would be responsible to the Board of Trustees which would be made up of the

made up of the heads of cultural organizations in town as in Proposal 2 above, as well as other interested citizens. Mr. McKittrick would free to explore his own Academy 21 program as well as Schenck's Director of the Lyme Academy, and some or all of its activities could be handled under the umbrella of the Lyme Academy as a secondary function and on a trial basis, using Lyme Art Gallery facilities. The Lyme Academy would be set up in such a way as to allow a future merger of the two operations if it seemed mutually desirable after a year or two of trial.

After the January 31st meeting of the Lyme Art Association I will know better the feeling of the members concerning these three proposals and whether they would wish to follow any of them. Perhaps we could get together again soon after that to discuss the matter further.

It was a pleasure talking with you and I shall look forward to further discussions about our mutual aims and plans.

Sincerely yours

President
Lyme Art Association

January 25th, 1976

Dear Dr. Shepherd:

Just a note to send you the covering letter with call of the Special Meeting which went with your proposals. I also enclose the three suggestions I am sending to Mr. McKittrick and which I will take up with the other artist members if they decide to follow your third alternative, which I hope they do.

I have some very good news which I think will tip the scales in favor of it. I have discussed the proposal for a Lyme Academy of Fine Arts with the President and 2 other Board members of the MacCurdy-Salisbury Educational Foundation. They were not aware of our Constitutional disposition of the asset and property in case of dissolution and I told them we might even change it but at present it was being left entirely to them. It seems they have surplus funds which they must spend in the next year or two. They thought very highly of our proposed Lyme Academy and gave me to understand that they thought it would be within their constitutional purpose to help us get started with the seed money we need. I am to get estimates of the cost of renovation to the gallery needed to allow the Academy to function. When I have those we will talk further - if the proposal is approved on Saturday, of course. I'll try to convince them as I am firmly convinced myself that it is the right course for us to follow.

Again my sincere thanks and gratitude,

With all best wishes to you and Barbara,

Sincerely yours

Encls.

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With all best wishes to you and Barbara,

Sincerely yours

Enclos.

Founding of the Academy and Setting of Rent

- 1- My desire to start an art school during Vice Presidency
- 2- The Art Association's attempt to get tax exemption during my Presidency - denied by IRS
- 3- Meeting of ~~December 31st~~ January 31st, 1976 Art Association's Atty Henry L. Shepherd, proposed three alternatives at a fully attended Lyme Academy meeting called for that purpose.
 - 1- To remain as we were - a Cooperative (ie: organization run by artist members primarily to maintain a gallery to show and sell members work. Not eligible for tax exemption under Section 501-(c) (3) IRS Code
 - 2- ~~xxxxxxxxxxxxxxxxxxxxxxixive~~
 - To continue as an art association but turn all sales over to a selling agent who would collect and keep commissions on sales but would rent gallery from the Art Association. Rent would go to pay for upkeep of the gallery This was turned down at the meeting unanimously
 - 3- To form a completely searate tax exempt organization such as an art school which would have no connection with the art associaiton but which would make leasehold im

rovements and in the process correct fire violations that the Art Association had been ordered to correct, as well as improve the building just by making the space usable as an art school.

The entire membership voted to proceed with this suggestion.
- 4- The Academy was duly founded and leasehold improvements were made as follows:attachment

The cost to the Lyme Academy for these was \$105,000

Because of the expenses it was to make which would correct the fire violations and improve the building the rent was set at a low figure with the expenditure to be amortized over a 10 year plus 10 year renewal lease.

(At The first meeting of the Academy's Board of Trustees they said they would not put any money into repairs and improvements to the Art Assn's Building unless the lease ^{with renewal} was for 20 years as it would take that long to amortize the money the Academy spent on it.)

(see Attachment)

767-1009
JM-
SPECIAL MEETING
January 31st, 1976 - 11A.M. Old Lyme Town Hall

There were 19 present

- 1- The Secretary's report read and approved
- 2- The Treasurer's report read and approved/ A detailed copy is given everyone. Copies will be mailed to absent members.
=Dr
- 3- Dr. Shepherd's proposals. He is not present.

1st Alternative: To stay as we are. Discounting contributions from Sam Jones we just broke even last year. However this includes \$1427 contributed by artist members through the Bazaar etc. Without these extra contributions we had an operating loss of over \$1,400. If annual losses continue at the past five year average we will have to close our doors in another five years, sooner if we make needed repairs. Some of these are mandatory to correct fire law and Board of Health regulations where we are in violation.

2nd Alternative: As outlined in Resolution presented and tabled at the Dec. 12th meeting. (Voting rights/and Board for Associates of Directors with only bare majority of Artist members could result in loss of autonomy. Also No selling by the Association could be permitted. A separate selling organization would to be formed to act as Agents for sales. Even so IRS approval of tax exemption is not certain.

3rd Alternative: A new proposal leaving LAA just as it is now - a non-profit but taxable organization run exclusively for and by its artist members and forming a separate non-profit and non-taxable Lyme Academy of Fine Arts. This would carry on our tradition, pass our knowledge to the next generation, give jobs to teaching members and make us eligible for public and private finding. Trustees of the new Academy would be made up of heads of local cultural organizations, area citizens interested in the arts, with a minority of artists on Board to assure tax-exempt eligibility. The Director of Lyme, Allen feels State and Federal funding a definite possibility for the Academy.

For a start funding for a Mrs. Chandler has talked with three heads of McCurdy-Salisbury Educational Foundation. They have available money and feel a school an asset to the town. They have told us to get estimates on remodeling the basement etc. and present them for funding. They might be able to help. A long term lease would be drawn up for the Academy reserving prime time for LAA exhibitions. Rent would help defray expenses of reconditioning the gallery and making necessary improvements.

Myron S. McKitterick, Educational Counsellor Adult Educational Service Div. University of Hartford and Choir Director Old Lyme Congregational Church wants to start an Academy for performing arts in town. Might be interested in some cooperative effort.

First Selectman of Old Lyme favors Academy idea. A hand vote indicated enthusiasm for the third alternative. Mrs. Chandler asked for authority to proceed with this course. This was voted unanimously. Mrs. Chandler would like to send a letter or the Minutes to all absent members asking for ratification of this decision.

Possible involvement by Myron S. McKittrick was discussed. He is Counsellor of Adult Educational Service Div., Un. Hartford, and Choir Director, Old Lyme Congregational Church. He wants to form an Academy for performing arts—primarily a boys' choir and children's theater. Might want to use gallery facilities. In discussions with him Mrs. Chandler suggested 3 possible courses of action and collaboration:

- 1- Lyme Academy of Fine Arts and McK. Academy to operate independently of each other.
- 2- Lyme Academy FA and Mrs. McK. to form ~~Lyme~~ Academy of the Arts jointly pooling available funds. (Mr. McK has some financial backing. He would direct performing arts section. Artists ~~would~~ would direct art section. ^{Mc. K. to have voice on Board.} ^{Business})
- 3- Fine Arts Academy would engage Mr. McK. as/Director. He could pursue his performing arts activities as a secondary operation possibly using gallery facilities. Merging of two operations possible after several years trial. McK would be employee of Fine Arts Academy and have no voice on the Board.

Rather than elect a committee to explore/^{the 3} possibilities and decide on best course of action, it was voted to give Mrs. Chandler authority to pursue the matter and make recommendations at the May meeting.

- 4- New Business: a- It is voted to make Dr. and Mrs. Shepherd Honorary Patron Members in recognition of ~~their~~ all they have done for us. b- To save postage, it is voted to pick up prospectus and entry cards for season's shows at May 8th meeting. c- Do we send Mm. MacRobbie a bill for dues? He is over 90 and in California. Voted "No".
- 5- Old Business: a- Explanation of new alarm keys b- Motion to raise dues for Associates from \$7.50 to \$10 defeated. It is voted not to include letter soliciting donations with the dues bills.

Meeting adjourned

Respectfully submitted

JM

Please fill out and sign the ratification of motion concerning the action taken on Dr. Shepherd's ~~third~~ alternative and return as soon as possible.

I ~~approve~~ disapprove the action taken unanimously by those present

~~At the~~ Special meeting on January 31st

~~At~~ a Special Meeting of Artist Members held January 31st, 1976, It was unanimously voted to proceed with the ~~third~~ alternative proposed by Dr. Shepherd (the founding of a separate tax-exempt, Academy of Fine Arts.) The undersigned hereby approves _____ said action disapproves _____

Signed _____
Date _____

DETAILED AGENDA
SPECIAL MEETING - 1-31-76

- 1- Minutes - correct
- 2- Treasurer's Report
- 3- Dr. Shepherd's ¹/₃ proposals

a- 1st Alternative : STAY AS IS

-: Year's income less non-artist contributions:-	\$ 7,761
-: Year's expenses (- 70)	7,061
-: Artist contributions	1,427
-: Actual operating income	<u>6,334</u>
-: Actual operating loss	1,427
-: Average loss over 5 years	1,249
-: Present Bank balance	\$5,740
Assuming no major repairs would last 4 ¹ / ₂ years	
5 years ago was almost \$12,000	

b- 2nd Alternative - RESOLUTION of 12-12-75 (tabled)

- : Loss of autonomy
- : Success of application contingent on degree of loss
Ravetti opinion / Shepherd opinion

c- 3rd Alternative ^{LYME}/ACADEMY OF FINE ARTS

- : Academy long time goal, would further original purpose of founding members in furthering cause of traditional art.
- : would provide a school of instruction in basics and fundamentals of art now rare or non-existent.
- : would take advantage of trend toward traditional
- : would be most easily started in a bi-centennial year when people interested in past values
- : Would ~~make~~ be eligible for funds from Federal, State and Local foundations and individual citizens.
- : Would give source of income to members through teaching
- : We could have our cake and eat it too as LAA would not change.
- : Control over Academy would be in hands of substantial citizens of area but control over teaching would be with LAA members
- : Possibility of loss of tax exempt status for Old Lyme RE tax minimized if we continue to increase use of gallery for cultural and educational purposes under LAA as well as Academy First Selectman favors an Academy here and Art as primary Old Lyme product as in past.
- : Funding; MavCurdy Salisbury Educational Foundation
- : Possibility of McKittrick plan later contingent on vote to pursue Academy alternative.

~~A~~ Vote on Direction to be followed - 1st 2nd or 3rd alternative.

McKittrick

d- McKittrick involvement:

-: Myron S. McKittrick

Educational Counsellor Adult Educational Service Div.
University of Hartford

Choir Director - Old Lyme Congregational Church

Introduced by - Bill Steeves

Will start Academy 21 in Old Lyme for Boys choir and
Children's theater - has funding through his ^{immediate} family.
Has offer of church auditorium for some activities
Might want to use gallery facilities for others
Would be interested in being Director of Lyme Academy
Might expand to include ballet later
3 proposals made to him -read:

////////////////////////////////////

Vote on which of three proposals made to him we should
follow up.

Inclusion of Performing Arts would make us ^{even} more acceptable
to IRS Could then be called Lyme Academy of the Arts -
Visual and Performing

4- New Business

and Mrs.

- a- Ratification of Dr./Shepherd's Honorary Patron Membership
- b- Prospectus for shows - one page - separate cards???
- c- other *Wm MacRobbie*

5- Old Business

- a- Alarm Keys - position OFF = 12 o'clock - ON = 3: o'clock
- b- Other

6- Adjourn

To the Artist Members of THE LYME ART ASSOCIATION

I. An Historical Sketch

The Lyme Art Association became a Connecticut corporation without capital stock in 1914. Five men, Frank A. Bicknell, William S. Robinson, Lewis Cohen (all three mentioned in "Miss Florence and the Artists of Old Lyme" by Arthur Heming), Joseph S. Huntington (a prominent Old Lyme resident), and Judge Walter C. Noyes (who became the Association's first president) filed the original certificate of incorporation, approved July 15, 1914, as attested the next day by Albert Phillips, then Secretary of the State of Connecticut.

The document contained only three brief articles. The first stated the corporation's name; the third set forth its location as Old Lyme; and the second defined its purposes, namely:

"...to own and maintain an Art Gallery; to hold art exhibitions; to advance the cause of art, and to promote such interests of the Town of Old Lyme, Connecticut, as may be determined by the members."

Incorporation followed a dozen years of informal organization. Artists of the Old Lyme area had held an exhibition in 1902 and thereby are believed to have earned the distinction of being the first non-urban art association in the United States. That show and others held intermittently during the succeeding years until 1921 were housed in the Phoebe Griffin Noyes Library.

The first step toward the realization of the Association's charter phrase "to own and maintain an Art Gallery" occurred November 23, 1917, when Florence Griswold executed a deed to The Lyme Art Association of "land located on the west side of Lyme Street, so-called, in the Town of Old Lyme." The recited consideration was one dollar. (While Florence Griswold was administratrix of and sole heir to the estate of her sister, Helen Adele Griswold, she reconfirmed her gift by a corrective deed dated April 24, 1918.) The dimensions of the approximately one and 1/9 acres of land, based upon the descriptions in those deeds are: 400 feet 10 inches along Lyme Street, 34 feet along land of the Lyme Historical Society - Florence Griswold House, thence 440 feet along the center of a brook to the center of the ice pond and its spillway, and thence easterly 192 feet to Lyme Street. On March 15, 1951 the State of Connecticut, acting by Highway Commissioner G. Albert Hill, quit-claimed to the Association 43 one-hundredths of an acre of land on the northwesterly side of Lyme Street at Route 156A (this should read "southwesterly" if reference to the Association's parcel was meant.)

The second step was taken in 1920-21 when the gallery was constructed at a cost of about \$20,000, part of which was raised by a ten-year 5% mortgage loan of \$9,000 granted November 2, 1920 by a summer visitor, Amanda A. Pope, of Orange, New Jersey. The loan was paid in full in November 1922. The William O. Goodman Memorial Gallery was presented in 1938 by his widow in honor of this long-time president of the Association.

The above-mentioned deed from the State described the Association as a "non-profit corporation". Nevertheless in 1958 the Court of Common Pleas for New London County was called upon to decide whether or not the Town of Old Lyme

could tax the Association's property, then assessed at \$21,180. Judge Joseph S. Longo, of Norwich, ruled that the Association qualified for tax-exemption in Old Lyme "as an educational or charitable institution". In the course of his memorandum of decision, filed September 6, 1958, he said: "The encouragement of art serves to awaken an appreciation of aesthetic values... art societies are essentially educational in purpose...the Association was organized for educational or charitable purposes and...its property is used exclusively for carrying out such purposes..." (This decision is filed under the name of the plaintiff, which was erroneously styled "Old Lyme Art Association, Inc.")

Seventeen years later, on April 14, 1975, the Association filed an application, dated March 18, 1975, for tax-exemption under the federal Internal Revenue Code -- and lost. The District Director of the Internal Revenue Service, in Boston, signed a letter dated June 23, 1975, which said, among other things:

"The art gallery in this case is engaged in showing and selling the works of its own members and is a vehicle for advancing their careers and promoting the sale of their work. It serves the private purposes of its member and non-member artists, even though the exhibition and sale of paintings may be an educational activity in other respects.

"The presence of a single non-charitable or non-educational purpose, if substantial in nature will preclude exemption under section 501(c)(3) regardless of the number or importance of truly charitable or educational purposes.

"Accordingly we hold that you are not organized and operated exclusively in furtherance of exempt purposes and therefore not exempt under provisions of section 501(c)(3) of the Code."

The certificate of incorporation of the Association was extensively amended by your action in 1975, in order to meet technical requirements of section 501(c)(3), and to provide that upon dissolution of the Association all of its net assets would pass to the McCurdy-Salisbury Educational Foundation. On August 21, 1975, the amendments were filed with and accepted by the office of Gloria Schaffer, Secretary of the State of Connecticut.

Two extensions of time, to September 22, 1975, were granted by I.R.S. within which to file a protest to the above adverse ruling. On September 17, 1975, I.R.S. was informed that no protest would be filed. Thereafter, numerous discussions occurred concerning the future course of the Association. They culminated in proposals for further amending the certificate of incorporation. At a meeting of the artist members in the Old Lyme Town Hall on December 12, 1975, the proposals were tabled pending consideration of various alternatives open to the Association.

II. Purposes of Federal Tax-Exemption

A social club can be tax-exempt under Section 501 of the Internal Revenue Code. So, why cannot The Lyme Art Association qualify for similar treatment?

There are two aspects of this question. First, for what purpose is tax-exemption sought?

The only reason for a social club's wishing such status is the avoidance of tax on whatever net income its activities may generate. For The Lyme Art Association, on the other hand, this consideration is not important. It may have made a small "profit" in 1975; but losses in prior years offset that amount and much more. The Association had a weightier reason for seeking to be recognized as an exempt organization. That was to avail itself of a different part of the Internal Revenue Code, namely, section 170, which makes it possible for an individual to deduct from his taxable income the amount of his donations to educational, religious, scientific, literary and various other charitable foundations and corporations that qualify under section 501(c)(3). Moreover, contributions to such organizations are deductible for estate and gift tax purposes. (Donations to social clubs and the like are not deductible as charitable contributions.)

It is readily understandable how important section 170 can be to a body such as The Lyme Art Association. If a person were assured that whatever he donated to it would be deductible (up to 50 per cent of his "adjusted gross income" for income tax purposes) he might be more generous than if no such tax minimizing inducement existed. For this reason -- deductibility -- I.R.S. is strict in applying the provisions of the law, because its business is to protect and collect the revenue. At the same time, many taxpayers, particularly wealthy ones, seek to reduce their tax liabilities. These two points of view produce a conflict in which the odds favor the government, as is usual in these matters.

The well-known though mysterious Howard Hughes had a part in the increasingly stringent attitude of the U.S. Treasury Department and I.R.S., its agency. He angered Wright Patman of Texas as early as 1962 (I was then the New England member of the Advisory Group to the Commissioner of Internal Revenue and knew of the Congressman's inquiries.) Hughes had obtained I.R.S. approval of a medical foundation as a "charitable organization". Of itself, that approval was inoffensive; but Patman viewed it as a device to enable Hughes Aircraft Corporation to escape federal income taxes on many millions of dollars -- without substantial benefit to medicine or any other charitable purpose. This and other alleged abuses by people of power and wealth were publicly disclosed in 1968, leading to the adoption by Congress of loophole-closing Code provisions and to a less lenient administration of the law by I.R.S.

The key word in section 501 is "exclusively". The organization that seeks exempt status must prove it was formed and is operated exclusively for the charitable objective. The District Director's ruling emphasized this point when it stated that the presence of a single non-charitable or non-educational purpose, if substantial in nature, would preclude exemption.

Thus we arrive at the second aspect of the question asked in the first paragraph. How does a social club or an art association meet the rigid tests of section 501? The answer is apparently the same in both cases: (a) each must be non-profit, that is, it must not intend to make a profit and if there is one it must be applied towards the basic objective; and (b) no private individual shall receive any benefit from its net earnings. The Lyme Art Association's object and its performance are not profit-making; and any surplus that might arise would be used to maintain the gallery and cover expenses. On dissolution, its assets would go to the McCurdy-Salisbury Educational Foundation. No one has ever received any distribution -- from its gross or net earnings -- except for permissible services actually rendered. On the face, therefore, it would appear that the Association qualifies. Not as a social club or the like, but as an educational or charitable organization -- the kind that qualifies under both section 501 and section 170.

There is the rub. When section 170 may enter the picture, the I.R.S., without saying so, stiffens its defenses to a degree not experienced by social clubs. The second test above now becomes simply: "No private individual shall receive any benefit." No matter whether gross or net earnings are involved, or whether a monetary measure of benefit is possible. This approach led to the ruling by I.R.S. that exemption was denied the Association because "The art gallery is engaged in showing and selling the works of its own members and is a vehicle for advancing their careers...it serves the private purposes of...artists."

The discussions since that ruling have centered around: (1) the ways in which that impediment to tax-exemption might be removed; and (2) whether and why any change in the Association's manner of operation should be made.

III. The Pluses and Minuses of the Status Quo

"I leaped headlong into the sea, and thereby have become better acquainted with the soundings, the quicksands and the rocks, than if I had stayed upon the green shore, and piped a silly pipe, and took tea and comfortable advice." - John Keats (1820).

"Once change a thing, to get it back to its pristine state isn't easy." - Pontenus (1778).

"When it is not necessary to change, it is necessary not to change." - Lucius Cary (1660).

Of these three allusions to the status quo my pragmatic favorite is the last, and oldest one. The headlong boyish leap in Endymion seems exciting and inviting, until the realities of the quicksands and the rocks. Pontenus' advice, in effect, that you can't unscramble eggs, is a proverb worth remembering. But Cary's admonition calls for solid thought and earnest reflection.

The Lyme Art Association has lived a long, interesting lifetime and enjoys good health. The roll of its members, both living and deceased, is distinguished; its exhibits year after year delight thousands of visitors. The gallery that sits in Old Lyme by the black ice pond on shaded grounds is one of the loveliest

sights along the Connecticut shoreline. It is not strange that a strongly held opinion opposes change. Take "tea and comfortable advice", and why not?

Needed repairs to the gallery, enumerated by President Elisabeth Gordon Chandler, include painting the interior and exterior (trim and skylight), achieving conformity with fire regulations, floor refinishing, etc. A new roof, or major mending of the present one, and repairs to sills, gutters and drains may be required within two or three years. There may be other things. It might be prudent to engage a local builder to survey the gallery and make his expert recommendations, together with estimated costs and a suggested time table. This information might indicate whether or not change of some sort is necessary, despite a hankering for the status quo. It is best, as Patrick Henry observed, "to know the worst, and to provide for it." Perhaps substantial commissions, increased receipts from dues and admissions, together with more volunteer work, will obviate the deferment of essential maintenance. Possibly some gifts may be made by people who are willing to be donors without tax advantages.

Mrs. Chandler also tabulated desirable future improvements. The list is extensive: building bookshelves for a reference library, remodeling the file room, improving gallery lighting, dropping the entrance hall ceiling, installing insulation, a better heating plant and air-conditioning, constructing a parking lot, providing outdoor garbage pail holders, remodeling the basement for class rooms, digging a deep well, putting in a septic sewage system, and creating pantry facilities. Even one inexperienced in these matters can guess that price tags attached to this list would aggregate tens of thousands of dollars -- the kind of money that only "angels" accumulate.

Adherents of the status quo may well be appalled by the prospect. Why embark upon an expensive venture that may require fundamental alteration of what is known so well and has been enjoyed so long? Especially when the effort might ultimately fall short of expectations. And worse: if the capital improvements were made, the Association might be saddled with costs of upkeep and operation far beyond its future means -- a fate that has overtaken small colleges and other institutions in a period of monetary inflation and economic recession.

Let us leave this topic until later on, while assuming that The Lyme Art Association will remain as it is, administered by the artist members and serving as a vehicle for "showing and selling" their works.

An institution is not its real estate, useful though it may be. Here an intangible is to be preserved and promoted by The Lyme Art Association. The intangible is art. To be sure, but what kind? Some museums and galleries collect and display pigment blobs of black on black and mutilated metallic monstrosities. Is that Art in Old Lyme? Some of you have told me that your concern is with "traditional art". But whose tradition? Eskimos have artistic traditions, and so do West Africans, Red Indians, Eastern Slavs, and so on. Even for the most enthusiastic Franco-ophile there is more to the fine arts than the products of those gifted opponents of academic training who associated in laissez-faire fashion to exhibit their paintings and came to be known -- initially in derision -- as Impressionists. And those other French naturalist-landscapist escapists from classical convention, those men who linked themselves to the suburban village of Barbizon, did not monopolize the medium, either.

After considerable research and several drafts, my suggested definition of what you are intent upon defending was relayed to your Executive Committee. It was designed for inclusion in Article II(a) of the revised certificate of incorporation and read as follows:

"...the fine arts of painting and sculpture that communicate truth in sensible, non-verbal forms rendered by artists who possess and respect technical knowledge and aspire to excellence of performance while expressing their feelings."

The Executive Committee suggested changing "painting and sculpture" to "visual arts", because the latter phrase takes in all media, including graphics, which the Association currently exhibits.

Second, the committee suggested omitting "truth", as being hard to define.

During the Town Hall meeting, one of you urged deleting "sensible", because some paintings have been hung upside down.

Therefore, pursuant to the discussions to date, it might appear that The Lyme Art Association is concerned with preserving and promoting visual fine arts in all media, sans truth, sans sensibility! This only goes to show how difficult it is to reach agreement on the formulation of a concept. Some of the critics (e.g., my old friend, Theodore M. Greene, in "Arts and the Art of Criticism") are driven by logic and experience to concede the unreliability of objective standards.

This being so, the strongest argument for maintaining the status quo may be that, so long as a majority of you control the elections to artist membership and the kind of art to be exhibited, you will continue to have what a majority of you want -- irrespective of exegetic problems.

The alternative could be a takeover by Young Turks enamored of such articulate characters as the puckish Tom Wolfe, who, in "The Painted Word", envisions Art as pure theory

"...undefiled by vision, flat, flatter, flattest, a vision invisible, even ineffable, as ineffable as Angels.

"And there, at last, it was! No more realism, no more representational objects, no more lines, colors, forms, and contours, no more pigments, no more brush-strokes, no more evocations, no more frames, walls, galleries, museums,...no more audience required...just 'the artist' ...who may be anyone or no one at all, for nothing is demanded of him, not even existence..."

IV. How to Satisfy I. R. S.

In the eyes of I.R.S., The Lyme Art Association is an artists' cooperative that gives the public incidental cultural benefits.

Revenue Ruling 71-395, promulgated in 1971 by the U.S. Treasury Department, described a "cooperative art gallery" (not in Old Lyme) formed and operated by a group of approximately 50 artists for the purpose of exhibiting and selling their works. According to the statement of facts: additional members were admitted from time to time by approval of the existing members; the gallery was open without charge to the public six days a week; a member-panel "juried" the exhibitions and occasionally individual members showed their work on a rotating basis; all works were for sale, and some could be rented; the gallery retained a commission from sales and rentals to cover costs of its operation; any deficits were covered by special assessments of the members. Exempt status under section 501(c)(3) was denied. Such a ruling has the force of law, so naturally the District Director quoted directly from it in the paragraphs of his letter mentioned in section "I" above.

In my view, granting tax-exempt status to organizations such as The Lyme Art Association under section 501, with attendant indirect benefits under section 170, would be an inexpensive subsidy to the arts. The federal government has done little or nothing in this sphere since the brief Kennedy administration, and especially since the end of the Great Depression's W.P.A. projects. But this is a matter for the Congress; I.R.S. is simply a bureau which interprets the law as it is, in the interest of collecting the revenue.

The Lyme Art Association can qualify for the benefits of tax-exemption only by eliminating all its selling activities which involve members' works. A suggestion has been made that artist members might continue to exhibit their works in the gallery, without showing prices in the catalogs or on the walls, leaving interested visitors to make inquiries directly to the artists, presumably by telephone or mail. Even if this procedure were practical, and especially if it were, I.R.S. doubtless would deem it an illegal subterfuge. (Tax-exemption, even when granted, is subject to withdrawal.)

One method of attempting to divorce The Lyme Art Association from members' sales was implicit in the resolutions submitted to you in December 1975. The amendments they contained were designed originally to accomplish three aims -- in the interest of tax-exemption: (1) to define clearly and irrevocably the Association's purposes; (2) to eliminate sales by it for private, individual benefit; and (3) to free the Association from domination by its artist members. The last aim had been watered down in the version you saw, to the point where artist members would still control the board (by one vote) and the latter would appoint all officers and committees. (Frankly, that "compromise" might not pass muster with I.R.S., as will appear below.)

The other phase of my plan contemplated that the artists would organize an entirely separate corporation to handle exhibitions and sales of their work. In other words, this corporation, not The Lyme Art Association, would be the artists' cooperative. It would (a) have its own employees or volunteers to monitor the shows and deal with the public; (b) enter into an automatically renewable lease agreement with The Lyme Art Association to assure exhibit areas at desired times; and (c) collect commissions from the artists' sales, out of which it would pay rent to the Association and other selling expenses. This separate corporation would be non-profit and non-stock, but no attempt would be made to qualify it for tax-exemption.

Obviously, the less connection between The Lyme Art Association and the separate corporation, the better. Hence, the successful strategy might call for the artist members' giving up their control of The Lyme Art Association, depending solely on the lease agreement for the continuation of exhibitions on their own terms. No longer would artist members be the only persons eligible to vote and to hold office in The Lyme Art Association. Elections would be free. Eventually the Young Turks, whoever they are and whatever their tastes, might take over, for good or bad, depending on the point of view.

Tactically, the resolutions could be adopted in their present compromise version, with the thought, nevertheless, that I.R.S. probably would withhold approval unless you consented to a complete divorce of the Association from any activity for your individual benefit.

V. A Third Alternative

Two alternatives have been discussed: (1) maintenance of the status quo, with minor modifications; or (2) a combination of reconstituting The Lyme Art Association to take control away from the artist members, and the formation of a new corporation to embody the artists' cooperative. The first alternative would mean abandoning the idea of obtaining tax-exempt status for The Lyme Art Association. The second alternative might result in favorable tax treatment, but it would be complicated, would involve additional expense, and might result in the loss, or radical alteration, of the Association's goals -- however you may define them.

There is a third alternative. Instead of allowing The Lyme Art Association to be forced into a new mold that might be repugnant to many of you, consideration might be given to a "branching out".

The Association's long-range objectives, catalogued by Mrs. Chandler, included the establishment of a Lyme Academy of Fine Arts. It had been thought of as an auxiliary or an adjunct to The Lyme Art Association. Yet it could be organized as an entirely distinct and separate institution. The thought has been expressed that music, ballet, and other art forms, even drama, in addition to painting, sculpture and graphics, might in time be embraced and encouraged by the Academy. Class teaching, demonstrations, performances, general and children's exhibitions, public lectures on history of the arts and on travel and wild life (using slides) and on other matters of community interest, might be among the Academy's activities. In time it might accumulate a modest reference library; and some of its activities might be undertaken in conjunction with The Lyme Historical Society, the Moyes Library and the local public schools.

The Academy, in concept and probably in eventual reality, would involve a substantial departure from The Lyme Art Association. Ergo, let it be "on its own" ab initio. Such an organization, with such objectives, formed and operated as a community venture, should not experience difficulty in obtaining tax-exempt status. Nor should it look for some angels along the way.

No objection would be raised by I.R.S., in my opinion, to the appearance of some artist members' names among the founders of the Academy and even on its board of trustees and committees, so long as they are not in the majority in any instance. (The same people's names often are found in similar capacities in churches, schools, historical societies, hospitals, museums, and other eleemosynary institutions without raising questions as to their motives.) Also,

there should be no objection by I.R.S. to a long-term lease agreement, negotiated at arm's length between the Academy and the Association, designed to accomplish two goals: (1) to secure a place for Academy exhibitions, classes, an office, and possibly for various performances (all subject of course, to the Association's prior needs for its own shows); and (2) to provide additional revenue, through rentals, for the Association's expenses of maintenance, repairs and operation. As a tenant, the Academy (with the Association's prior written approval) could make "leasehold improvements" to the gallery, as and when required funds were generated by gifts or otherwise.

This third alternative would appear to be the means of your having the cake and eating it, too. Probably, the Academy, with its broader objectives and (it is hoped) with tax-exempt status, would have greater appeal to more prospective donors than was ever the case with the Association. If so, all parties would benefit: the better the financial position of the Academy the better gallery tenant it would be.

Prime movers in the interest of forming the Lyme Academy of Fine Arts -- or whatever name it might go by -- should create an informal committee to suggest a corporate name, draft objectives and an outline of a constitution, recommend dues and classes of membership, prepare a slate of initial trustees and officers, and summarize the desired elements of a lease agreement to be negotiated with representatives of The Lyme Art Association. By the same token, the Association might appoint its own committee to discuss lease terms on a preliminary basis. If these steps were taken soon, a report might be readied for the Spring meeting of the Association.

The next step, if all went well, would be to incorporate and organize the Academy and prepare and file an application for tax-exempt status under the internal revenue code. If the application were denied, which appears unlikely, very little would have been lost, except time and effort, in a good cause. If it were granted, the implementation of activities could go forward at an appropriate pace. A large "plus" for the Academy would exist in the fact that it could have a home in the Association's gallery, including the as yet undeveloped basement. Also, an informal relationship with the Lyme Historical Society might in time ripen into collaboration, including the use of the latter's facilities for storage and displays. Another possibility is that the Noyes Library might assist the Academy in developing and housing a library of the arts.

The Academy might very well aid in expanding Connecticut's cultural life in a community already well-known for its artistic atmosphere. And this can be accomplished without subtracting any strength from existing organizations; rather, the reverse is more likely to be true -- a synergy of culture.

VI. Summary and Recommendations

The status quo can be maintained by doing nothing. A few pen strokes and a voice vote might solidify the past, but such a step appears inadvisable. My draft of Article III(c) of the revised certificate of incorporation read in part:

"All members now and hereafter of this Corporation shall be deemed to have expressly consented and agreed that (i) the language of subsection (a) of Article II hereof...shall not be amended, altered, added to or deleted in whole or in part during the existence of said Corporation..."

This language represented my attempt to allay fears that the dependence upon a simple majority of artist members on the board, combined with voting power for alternate members, might lead to derogation of the principles for which the Association stands. In my belief, it should not be adopted, as the difficulty of defining the concept of art has made clear.

If the status quo is to be maintained by doing nothing, however, some caveats might be borne in mind: (a) it is wise to inject new ideas from time to time and in your case this can be done by encouraging more young artists to exhibit in your shows and thus qualify for voting membership; (b) the principles and operating practices that led Judge Longo in 1958 to adjudge the Association exempt from Old Lyme property taxes should be adhered to in order to retain that local exemption; and (c) a lease agreement with the Academy described in "V" above would be of great importance to the financial health of both the Academy and the Association and therefore should be negotiated as early as possible.

My recommendation under all the circumstances is that the Association should not try again at this time to obtain federal tax-exemption. If that is your decision, then the certificate of incorporation of The Lyme Art Association as it now reads, including the amendments you adopted in August 1975, need not be amended further, with one possible exception: You might change the article on dissolution to provide that in such event the then voting members could choose between the McCurdy-Salisbury Educational Foundation and the Lyme Historical Society as the successor to the Association's net assets.

A local builder should be engaged to survey the physical condition of the gallery and to recommend the nature, timing and cost of needed repairs. This information would serve as a budgetary guide.

Any aid and comfort that the Association can give a new organization to be known as the Lyme Academy of Fine Arts (or something similar) may and should be freely offered, except that you must be in the minority on its board, slate of officers and committees.



- Henry L. Shepherd

January 1976

February 3rd, 1976

Dear Dr. Shepherd:

As I told you, the members voted unanimously to pursue your third alternative as I was sure they would. My only fear was that some might want to stall for a year or two as we managed to remain in the black this year. Even without the donations from non-artist members we were only 7¢ in the red! But it took a tremendous effort on our part plus over \$1,000 in contributions from artists in cash or kind to balance the budget. I pointed out to them that we could not continue this way much longer with the repairs and correction of violations that we have facing us.

Your second alternative, the Resolution we were considering on December 12th, was not popular because of the autonomy loss it entailed plus the complicated - and little understood - selling organization.

The only question raised concerning your third alternative was our ability to obtain financial backing for it. The offer of help from the MacCurdy-Salisbury Educational Foundation answered that and there was no further discussion needed. The whole meeting took less than an hour.

Among the other items taken up was the ratification of the Executive Committee's action in making both you and Barbara Honorary Patron Members in recognition and gratitude for all you have done and are doing for us and for Barbara's monumental job in producing the fine "Ditto" copies of your splendid presentation.

Now to the matter at hand.... I had anticipated presenting the final proposal for the Academy to all the members at the May 8th Spring Business Meeting. From our conversation after the meeting however I gathered we might be able to incorporate much sooner than that. Only half our artistmembers were present at Saturday's meeting as many go away in winter. I plan to send the Minutes to all absnt members asking for ratification of our decision and should have these slips back in a few weeks. If it seems advisable I will call another meeting to approve the proposed Articles of Incorporation when ready or send copies to everyone for written approval so that by the May meeting the Lyme Academy will be a fact. If we start in a small way this summer, however we will probably have to rent Bill Steeves' class room or have classes in the gallery at night only as remodelling work could not be done in time to use the basement this year.

As for the Articles themselves the following seem to be the

what the members want.

The name should not be too long and for the present "Lyme Academy of Fine Arts" seems to be the best. If we eventually branch out into other fields of the arts I assume it could be modified to allow for them. In any event the Articles should not preclude such a branching out if this can be done.

The members were very definite in their desire to have the statement of purpose reflect our aim which is to start a school which will give a thorough grounding in the basic fundamentals and traditions of art - yes, there is that word again! Few art schools in the country today do this and there is a great need for one here in New England that does teach these fundamentals. If we offer more than other schools we will have student's clamoring at the door and that is what we want to do. The members were very definite that it be made clear that our purpose was to teach representational art. But don't misunderstand our aim. Once the fundamentals are learned the knowledge should be used to create in any way the artist sees fit. We do not favor academic copying and would try to encourage individual style and creativity and to improve the quality of objective art as it should and must if it is to have the renaissance it deserves.

In the event of dissolution the Academy should go either to the MacCurdy-Salisbury Educational Foundation, if they would agree to carry on its work or, if not, to the Historical Society for a ^{school or} Museum or to such other tax exempt organization as the then Trustees should decide.

As for the Lyme Art Association's constitution a similar change could be proposed at the May 8th meeting. I would not want to eliminate the MacCurdy Salisbury Educational Foundation as they are being so helpful to us but it is highly possible that all they could or would do with the property would be to sell it. So in case of LAA's dissolution I would suggest that the property and assets first go to the Lyme Academy; second to MacCurdy Salisbury, if still in existence and if they agree to carry on the operation of the gallery as a school or museum; third to the Historical Society for a permanent Museum of art; and lastly if the others refuse or no longer exist, to any other educational, cultural or art oriented organization qualifying for tax exemption under the Code. (Even though LAA won't be tax-exempt under the code I think whatever organization we leave our property to should be. Of course we could also leave it to the Town of Old Lyme to be used as a permanent museum of art. They already have a fine collection of works of our early members but they might not be able to operate it as it should be operated. The other organizations would.

As for the "Foudning Fathers" of the new Academy, I tentatively offer the following, subject to the approval of the Executive Committee and acceptance by the individuals. First however I would like to know from you if the list has too many artist members of LAA and related associated.

- 1- W.E.S. Griswold, President, MacCurdy-Salisbury Educational Foundation *
- 2- William Pike, President, Eastern Graphis Co. & Board member of MacCurdy Salisbury E.F.
- 3- Daniel Woodhead, Jr., President, Lyme Historical Society
- 4- Ann Ely Smith, daughter of past ^{artist} member of LAA, Caro Weir Ely and daughter-in-law of past LAA artist and President, Gregory Smith.
- 5- Elizabeth Mackenzie, wife of Artist member Roderick Mackenzie
- 6- William LaCourciere, Head of Art Department, District 18, Lyme-Old Lyme Scool System
- 7- Robert Shanklin, Member of Board Old Sturbridge or Phyllis Shanklin (Mrs. Robert Shanklin) artist but Associate only member of LAA as she no longer paints actively.
- 8- Chamberlain Ferry, husband of Artist member, Barbara Parsons Ferry
- 9- Elisabeth Gordon Chandler, President LAA
- 10- Nelson White, Life Member LAA
- 11- Tosca Olinsky, N.A. long time artist member and daughter of early LAA member, Ivan Olinsky
- 12- Edgar Moner, long time ^{artist} member of LAA

From this list we should be able to get at least 10 founders for the new Academy if it meets with your approval and the Executive Committee's.

Thanks to you we may be starting something which will change the course of art in this counbby for the better. I sincerely hope so.

My best to you and Barbara,

Encls.

Sincerely yours

Dr, Henry L. Shepherd
Fenn Woode Apts #8
6 King Arthur's Way
Newington, CT. 06111

P.S. in reading over the above I realize that I have not taken Mr. McKittrick in consideration at all. I will recommend the third plan of operation where he is concerned. I think he can be helpful to us but would hesitate to go into the Academy with his as a full partner right at the start. I would prefer to use his abilities as a Director which we will definitely need and then see how his operation develops before merging our two operations. He seems to have financial backing to start in a small way with his Boy's Choir and Children's Theater. It would be a mistake to have two Academies trying to raise funds in this area at the same time so perhaps we can help him some way without being directly connected at the start. I will be discussing things with him more fully soon. I am also getting someone to find out more about him through the University of Hartford. I like him very much but want something more than my personal appraisal before becoming too involved with him. I would not want him on the Board of Trustees of the Academy at the start until we know more of what he can and will do. Perhaps I am over cautious but I know that a wrong move at the beginning can result in failure of an operation and I want to avoid having any personality on the Board at the start who could start the Academy in the wrong direction. I believe you will agree with me the choice of founders is most important.



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)

February 8th, 1976

Dear Henry:

Enclosed are the tax forms with our label, a copy of the Year-End Report (corrected) and Schedule A. as made out by the Treasurer. Some of these expenses probably belong elsewhere in the return but as you kindly agreed to help us with it you will know where they belong.

I am also enclosing Minutes of our last meeting which will go to all absent members. You may wonder why I am asking for ratification when I had unanimous approval from the 19 present plus 3 proxies - over half the artist membership - and particularly when LAA really had nothing to do with the founding of the Lyme Academy! I have found when dealing with groups of people that if I keep communications open with them during all my negotiations with others I generally get full cooperation from them. If any dissatisfactions do arise they can usually be overcome by explanation or modification before they grow into full blown opposition. Even though the new Lyme Academy of Fine Arts will have no connection with the Lyme Art Association, except in a tenant/landlord relationship, LAA will provide most of the teaching staff. I want our members to feel it is their baby even though they can't actually father it.

Perhaps I can answer some questions you may have concerning the enclosed financial report.

- 1- Under Income "Door" refers to receipts from the 50¢ admission charge and season tickets to non-members (not associates or artists)
- 2- The "Elsie Pattee Augur Fund" was the result of contributions at her Memorial Service held at the Gallery. Mrs. Augur, and ^{480.} early member, died last year in her 90s. Some years ago when she became incapacitated and was moved to a Nursing Home, LAA gave her \$100 to tide her over until she could get welfare assistance. It is the only time on record when a member was given any money other than for services rendered. She was grateful and left the request that the service be at the gallery and contribution to LAA be made in lieu of flowers. Unfortunately although a good many attended only four contributed and they were all members. This fund, together with the \$1,101.43 in cash and kind given by members for the Auction, proceeds from Donald Thompson's watercolor demonstration (voluntary contributions were requested) and the cost of the new alarm system ^{758.05} we installed, a total of \$1427, is the amount referred to in the Minutes. I wanted members to realize that if they chose the 1st alternative we would have to continue to dig deeper and deeper into our pockets to keep LAA afloat.

3- Donations by non-members are not listed all in one place in the report. The item "Connecticut Women Artists", \$150" under Miscellaneous Income was a donation from that organization in lieu of rent - we left the amount up to them. The same holds true of the item "Child and Family Services" which used the Gallery one evening for a fund raising party. (It is a tax-exempt charitable organization). Sam Jones' donation was an outright gift. He gave us \$1000 first thinking it would be tax deductible. We informed him it was not and offered to return his check. Instead he added another \$1000 to it! His generosity will make it possible to make certain much needed repairs this Spring.

4- The breakdown of Donations by Artists, an addendum to the Report, lists under Auction the actual amounts realized from paintings given us by artist members. Rather than have the buyers pay the sales tax LAA assumed it and deducted it from the auction price. In prior years no sales tax was collected or paid on auctioned work because we thought we were tax exempt. The yellow State tax return enclosed was apparently filed in 1973 although I am not sure. If it was, it was not questioned. I know we are tax-exempt in the Town for real estate tax but don't know how we stand in the State. If we should act in some way please let us know. Some members who did not give work to the Auction made small cash donations instead. They are listed separately. \$1101.43

5- Under Commissions from Sales "Studio Sales" are works sold by the artist in his studio to visitors referred by the Gallery attendant or otherwise originating from Gallery contacts. \$22.50

6- The correction in Miscellaneous is due to inclusion in the Report of ~~payments made in~~ refund for a duplication of payment for paintings. It was a wash transaction and should not have appeared even though the check is in the check book. The duplicate payment naturally is not included in receipts as it would in any event have been an artist's receipt not the Gallery's.

I believe everything else is self-explanatory but if there are any questions I should be back by Wednesday evening, weather permitting. If not my New York phone number is 212-260-5199 in case you want to reach me.

Best to you both,

Encls.

Dr. Henry L. Shepherd
6 King Arthur's Way
Newington, CT. 06111

Sincerely yours

Elizabeth

February 9, 1976

Mrs. Elisabeth Gordon Chandler
Mill Pond Lane
Old Lyme, Connecticut 06371

Dear Elisabeth:

Attached are photocopies of forms and exhibits I've prepared for filing with the Secretary of the State. Please review them with your colleagues. If the material is satisfactory, the Academy will be incorporated immediately. (I'll send originals to you for signatures.) If not, please let me know what changes or elucidations are desired.

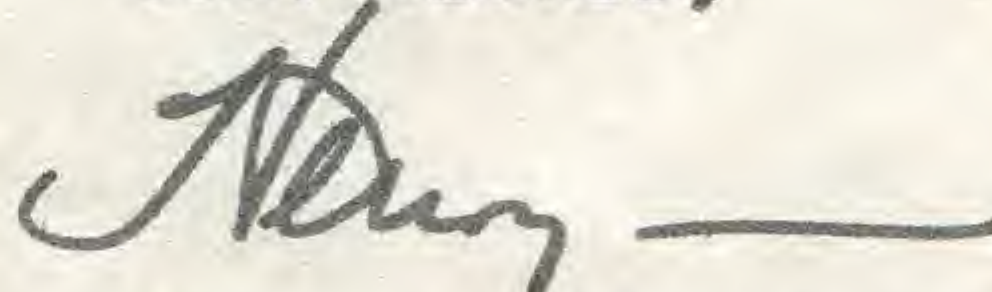
- - -

We should look forward to two steps in which I'll be involved:

(1) Contract between the Academy and the Association, discussed at the top of the next-to-last page of my "tract". Any suggestions?

(2) Application to IRS for tax exemption for the Academy. In this connection, I enclose a tabulation of directors; please ask everyone (including yourself) to give me additional information on artistic and/or civic connections, awards, honors, etc., to be incorporated in my characterization of the board for submission to IRS.

Best wishes,



Henry L. Shepherd

Encs.

February 9, 1976

Mr. Elisabeth Gordon Chandler
111 Bond Lane
Old Lyme, Connecticut 06371

Dear Elisabeth:

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Best wishes,

Henry L. Shepard

Encs.

Trustees
The proposed original directors of the Academy are:

W.E.S. Griswold	Pres., MacCurdy-Salisbury Educational Foundation.
William Pike	Board member, Mac-Curdy-Salisbury Educational Foundation.
Daniel Woodhead <i>jr</i>	Pres., Lyme Historical Society.
William LaCourcière	Head of Art Dept., Dist. #18, Lyme-Old Lyme School System.
Robert Shanklin	Overseer, Old Sturbridge Village; consultant to City Savings Bank, Middletown.
Elisabeth Gordon Chandler	Pres., Lyme Art Association.
Nelson C. White	Life member, Lyme Art Association.
Roger Dennis	<i>Conservator</i> Curator , Lyman Allen Museum, New London.
Tosca Olinsky	National Academy.
Ann Ely Smith	Active in civic and artistic affairs.
Francis Rosseau	Retired businessman.

Resident of Lyme, Conn. 11-11-11

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W.E. Griswold	Pres., MacCurdy-Selisbury Educational Foundation.
William Pike	Board member, MacCurdy-Selisbury Educational Foundation.
Daniel Woodhead	Pres., Lyme Historical Society.
William MacCurdy	Head of Art Dept., Dist. H.S., Lyme-Old Lyme School System.
Robert Shanklin	Overseer, Old Sturbridge Village; consultant to City Savings Bank, Middletown.
Elizabeth Gordon Chandler	Pres., Lyme Art Association.
Nelson C. White	Life member, Lyme Art Association.
Roger Dennis	Curator, Lyman Allen Museum, New London.
Joseph Dinsky	National Academy.
Ann Ely Smith	Active in civic and artistic affairs.
Francis Rossau	Retired businessman.

Executive Committee Meeting

February 14, 1976

11 A.M.

Old Lyme Town Hall

There were 10 present: Chandler, Roberts, Poplaski, Mayer, Torrenti, White, Dennis, Maynard, Bucholz, Atwood.

1. It was approved to omit reading the secretary's minutes for Dec. 5. Minutes had been read individually and approved.

2. The Treasurer's report was read and approved. The checkbook is balanced and has been gone over.

3. The President reports -

a. A leak in the North gallery, ice on the floor: will have to be looked at.

b. There is little progress in the Children's Show plans. LaCourciere hasn't much good work, Miles and Johnson are more confident. Both the elementary and high school may be represented.

c. Estimates on a new well run \$850 to \$1000 (shallow). For a deep well, \$1500 to \$2000. Our present shallow well might be alright if our septic arrangements were improved. We have now no septic system, we drain into the brook.

d. McKittrick will be investigated. He is going ahead on his own.

e. We should paint the gallery interior. Going over our accounts, we have a slight surplus. We are warned it will cost perhaps \$1000. Could we do one gallery at a time, or only three galleries? The building will have to be heated. Volunteer help not sufficient in interior work. The steam cleaning test of the fabric walls did not work.

f. Bookshelves to be built near the front door. Plans for this must wait.

g. There will be a public hearing Feb. 17 on approval of request by new owners of the "Old Lyme Inn" (Barbizon). Chandler is authorized to speak in their favor.

h. Could we get group insurance for members? To be investigated.

i. We have a thank you letter from Dr. Shepherd for his honorary patronship. It will be read at the next meeting.

4. We have a letter from Shepherd with the papers drawn up for the Articles of Incorporation of our school. Chandler has a suggested list for the Board of Trustees, including -

Griswold of the McCurdy-Salisbury Foundation.

W. Pike of Eastern Graphics.

Woodhead, Lyme Historical Society.

LaCourciere, head of school art department.

R. Shanklin, Treasurer of Sturbridge Village.

Chandler, White, Dennis, Olinsky, Ely Smith, F. Rosseau,

V. Stewart Library President

It is approved to go ahead and speak to them.

Mrs. Chandler reads the Articles of Incorporation. The suggested title is "Lyme Academy of Fine Arts". Suggestion to cross out any specific age. Shepherd could go ahead and file these papers with the State. They are not binding on the Academy until we sign a lease. It is voted to proceed and incorporate.

A notice will be sent to all members, including a ratification slip.

R.S.

Jessie H. Mayer
Secretary

12

THE UNIVERSITY OF CHICAGO
LIBRARY
540 EAST 57TH STREET
CHICAGO, ILL. 60637

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LIBRARY
540 EAST 57TH STREET
CHICAGO, ILL. 60637



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371

Phone: 434-2890 (Code 203)

February 16th, 1976

Dear Henry:

Enclosed are photocopies of the Incorporation papers with corrections as discussed in our phone conversation Saturday. I have received approval from all those checked as Trustees and Officers of the new Corporation.

? The only matter I did not discuss with you on the phone was the use to which the real estate was to be put by the Lyme Historical Society in the event it should fall to them if and when the Academy is dissolved. We specified that if MacCurdy-Salisbury got it, the premises should be used for educational purposes. Should we specify that the Historical Society use it for a Museum or Art Gallery? or are the "purposes of the Society" sufficient to make this use just about 100% certain?

We are not too demanding about this point so we leave it up to you with only this idea of what purpose we think it would be best used for by the Historical Society in case you think we could or should specify. (Excuse the involved sentences and bad English above! Am writing this hurriedly with no time to correct and retype!!!)

Superseded by letter of 2/25/76 [I have corrected the addresses which I believe are all you need for the incorporation papers. When we get the final draft of them I will send photocopies to all the Trustees and at that time get from them the information you request about their artistic and/or civic connections, awards, honors etc for your IRS presentation. Naturally I will also get the required signatures on the original document for the Incorporation.

It seems Ann Ely's daughter has been studying art with one of our LAA teachers and would be interested in helping us with the school when we get started either in an administrative or teaching position. She is able and would be a ^{big} help to us. I hope we can start in a small way this summer with evening sketch ~~classes~~ ^{at least} in the galleries upstairs. Then start remodelling the basement in September while conducting classes upstairs at the end of the summer exhibition season. Then by the ~~spring~~ ^{spring} term we should have our downstairs ready for students and full operation.

However I don't want to push it too fast and get a poor start so perhaps I am being over confident and ambitious and will try to ^{tendency to} modify my enthusiasm with caution and common sense. It is hard but I will try!

Best to you both,

Encs -

Dr. Henry L. Shepherd

6 King Arthur's Way, Newington, CT 06111

Hastily

Elizabeth

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P.S. While writing the above I was waiting for a phone call from Bill Pike who because of his intense interest in the idea would I was sure accept not only as Trustee but as Vice President. However he has just called and brought up something which I have had worrying me ~~subconscious~~ but have pushed down because I wanted him on the Board so much - that is his connection with the Mac-Curdy Salisbury Foundation and in particular his present position on the Board as the head of the committee to find ways of spending their excess funds! He thinks it might be considered a conflict of interest and would not go down well with some in town. He says there is a lot of jealousy and old time in-fighting going on in the MacC-S outfit which dates from away back. Early family feuds etc, I gather, are involved - too complicated to explain to me over the phone. However as the Foundation will be backing us he is no doubt right and it might be better if he used his influence off the Board rather than on it. He will think it over and perhaps talk with WES Griswold about it and give me a definite answer later.

I also realize that by putting Virginia Stewart on the Board it gives us an even number which is bad from the voting point of view on matters before the Board. If Pike decides he should not be on the Board we would again have 11 but the only possible Vice Presidents then would be Roger Dennis, Nelson White (both LAA members) or Ann Smith - who I am told couldn't possibly run a meeting if she had to. Dan Woodhead shouldn't be Vice President because of his Presidency of the Historical Society. The same goes for WES Griswold as head of MacC-S and for me with LAA. I doubt if IRS would look favorably on a President of LAA as VP of the Academy! Mrs. Stewart apparently knows little about Art and would only be an interim member I expect. So that leaves us with little or no choice for a VP. What do you suggest? La Courcière??? I would rather not if we could help it although he is an enthusiastic ^{able} person and might be all right. Give it some thought and when I phone you about Bill Pike's decision we can discuss it.



February 18th, 1976

Dear Artist Member:

It seems that the sooner we can get the Lyme Academy of Fine Art incorporated the better it will be for the financial future of the Lyme Art Association. Accordingly, I would like you all to confirm the Statement of Purpose of the new Academy as it stands in the application. It is as follows:

"(a) To establish and conduct an academy for the instruction and thorough grounding of students in the fundamental, basic techniques, principles, and traditions of the fine arts; to encourage and develop artistic talent, ability, and creativity; and to promote and inculcate in its students sound technical knowledge, excellence of performance, and powers of communication.

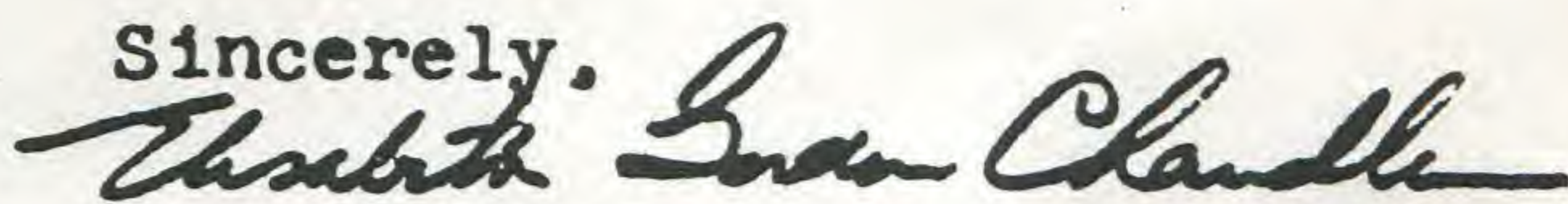
"(b) To bring the principles, history, significance and meaning of the fine arts to public attention. No part of the activities of said Corporation shall be the carrying on of propaganda or otherwise attempting to influence legislation and said Corporation shall not participate or intervene (including the publication or distribution of statements) in any political campaign on behalf of any candidate for public office."

The other articles in the papers of incorporation are pretty much routine to make it eligible for tax exemption so I have not copied them here. They were all unanimously approved by the Executive Committee on February 14th.

One thing which should be made clear -- Although I would like your approval of the Statement of Purpose as above and of proceeding at once with the incorporation of the new Academy, the Academy is in no way a part of the Lyme Art Association which will proceed just as it has been operating for the past years as a non-profit but taxable organization. Our only connection with the new Academy, which will qualify for tax-exempt status, will be in the lease we will enter into with it. That lease which will reserve to the Lyme Art Association the prime time we need for our exhibitions, will be thoroughly gone over with all of you in May before it is signed. Until that lease is signed, the Lyme Academy will have absolutely no connection with our Association at all, and afterwards the connection will only be that of Tenant/Landlord. By incorporating the Lyme Academy now we are merely gaining time so that the matter of the lease, and hence the connection between us, can be fully discussed at the May 8th Business Meeting.

Please signify by return mail below your approval of our proceeding with the Incorporation as soon as possible. No answer by March 1st will be construed as approval. Please don't feel I am trying to push the Academy too fast but for the sake of the Lyme Art Association it appears best to proceed with this preliminary step - Incorporation - as soon as possible.

Sincerely,



Elisabeth Gordon Chandler
President

Incorporation of Lyme Academy of Fine Arts

Approved _____

Disapproved _____

Signed _____

Date _____

February 20, 1976

Dear Elisabeth:

Thanks for your letter of February 16th and its enclosures.

As to the Voting Members, my suggestion is that each year: the Board of Trustees will name 7, and LAA, Mac-Sal, Library, and LHA will name 2 each, a total of 15. Please keep in mind that (a) not every Voting Member will be a Trustee, and (b) no Trustee has to be a Voting Member.

I have the addresses straight now.

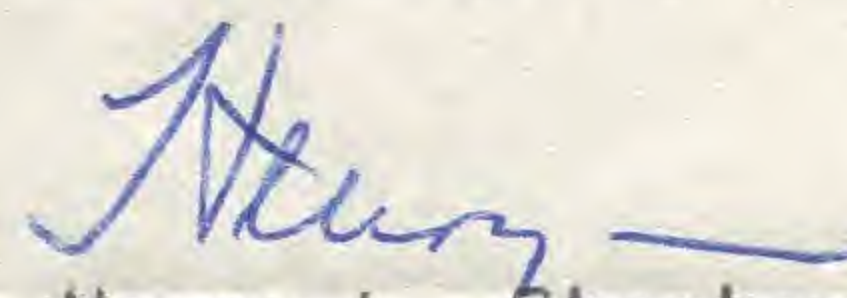
As for Mr. Pike, I think his fear of conflict is well-founded, at least now. For the time being, why not ask Mr. Shanklin to be V.P., as well as Treasurer? This is legally permissible. If he demurs, just say that you will find his replacement soon.

You will be wearing two hats for awhile -- until the Academy is off the ground. So, it is natural that from time to time you may confuse LAA and LAFA, at least in some of their aspects. But remember that LAFA has no real estate. (See the second line of the second paragraph of your Feb. 16th letter. Also, your question re "art gallery or museum" in Exh. B indicates some confusion on this point.)

In any event, don't worry about an even number of board members. It is my experience that if a decision comes down to a simple majority vote, the matter ought to have been tabled for later reconsideration!

I am ready to incorporate LAFA as soon as you give me the word on Messrs. Pike, Shanklin and Rosseau.

Sincerely,


Henry L. Shepherd

Mrs. Elisabeth Gordon Chandler
Mill Pond Lane
Old Lyme, Connecticut 06371

February 20, 1978

Dear Elizabeth:

Thanks for your letter of February 16th and its enclosures.

As to the Voting Members, my suggestion is that each year the Board of Trustees will name V, and LAA, Mac-Dal, Library, and LAA will name S each, a total of 12. Please keep in mind that (a) not every Voting Member will be a Trustee, and (b) no Trustee has to be a Voting Member.

I have the addresses straight now.

As for Mr. Pike, I think his fear of conflict is well-founded, at least now. For the time being, why not ask Mr. Shanklin to be V.P., as well as Treasurer? This is legally permissible. If he doubts, just say that you will find his replacement soon.

You will be wearing two hats for awhile -- until the Academy is off the ground. So, it is natural that from time to time you may confuse LAA and LAA, at least in some of their aspects. But remember that LAA has no real estate. (See the second line of the second paragraph of your Feb. 16th letter. Also, your question re "art gallery or museum" in Exh. B indicates some confusion on this point.)

In any event, don't worry about an even number of board members. It is my experience that if a decision comes down to a simple majority vote, the matter ought to have been tabled for later reconsideration!

I am ready to incorporate LAA as soon as you give me the word on Wests. Pike, Shanklin and Rosseau.

Sincerely,

Henry J. Shepherd

Mrs. Elizabeth Gordon Chandler
Mill Pond Lane
Old Lyme, Connecticut 06371

February 27, 1976

Mr. Fred Porvancher
Public Relations Department
Grumbacher, Inc.
460 West 34th Street
New York, N.Y. 10001

Dear Mr. Porvancher:

The Lyme Art Association, the oldest non-urban art association in the country, is sponsoring an Inter-scholastic Exhibition of student's work to be held at the Lyme Art Gallery, Old Lyme, CT. on Saturday and Sunday, May 23rd and 24th, 1976. This will be the first of what we hope will be an annual affair.

Pupils of District 18 (Lyme and Old Lyme Elementary and Jr.-Sr. High Schools); Valley Regional High School and Elementary Schools (Deep River, Chester and Essex); and the Old Saybrook Elementary and High Schools will be participating and competing for prizes. Several Artist Members of the Lyme Art Association will act as jurors.

We anticipate dividing the exhibition according to age groups with prizes awarded in the Elementary, Junior High and High School classes. To date, several cash prizes have been pledged and we expect to get more. We would also like to award merchandise prizes in each class. If your Company would be interested the prize you give would of course bear the Grumbacher name. As these talented young people are the artists of the future we believe you will want to encourage them. Your interest and participation in this exhibition would be greatly appreciated.

Sincerely yours,

Elisabeth Gordon Chandler
President



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)

February 29, 1976

*All attachment
re McKittrick*

Dear Henry:

At last I have the complete slate of officers and trustees for the new Academy. They have been approved by the Executive Committee of LAA and unanimous approval for immediate incorporation has been enthusiastically given by all the artist members who are not away on vacation just now. Sorry it has taken so long but I think it is better this way as we should have their cooperation this way. If I selected a President who was disliked even by a few it could cause future trouble for the fledgling Academy and I want things to go smoothly.

The man we now have for President is not known to too many of our members but those who do know him like him. I was very impressed with him and he could not have been more enthusiastic about the idea. He has offered to be anything we want him to be - from janitor to President - and seems enthusiastic enough about the whole idea to spark its success. That is all to the good for its first president. His name is Harold Goodwin. He is a portrait painter and illustrator of children's books but he is not, and never has been, a member of LAA so I hope the fact he is a painter won't be held against him by IRS. As for civic activities he has been on the Board of Education in Lyme for several years. He is off it now but is presently on the Board of Finance in Lyme. He lives on Grassy Hill Road ^{Lyme} with his wife and teen-aged daughter. Besides being an artist he was also for a time a business man from which he retired to return to his first love, art.

I enclose a photocopy of the corrected page of names and addresses for the Board. I seem to have mislaid the page on biographical material but Mr. Goodwin's is as above and the others you have already subject to their corrections or additions. I also enclose a copy of the auditors report which may be useful for the tax papers. If you wish a more formal one he will give it to us. I believe he is a CPA although his letterhead does not indicate it. He ~~also~~ audited for us some years ago.

I explained to you on the phone my reference to "disposition of real estate by LAFA". It is quite possible it will have some one day and we should make some provision for it in the articles, I believe. If we do I believe it would be good for LAA to revise its articles to leave its real estate first to the new Academy, then to McCurdy-S, Lyme Historical, Library etc.

For LAFA on dissolution I would like to suggest the following if agreeable to you:

To be done

Lafa

-2-

- 1- To McCurdy Salisbury for art educational purposes.
(They could continue the school)
- 2- To Lyme Historical Society for use as a Museum of Art.
(They already have a sizable permanent collection)
- 3- To PGN Library, as a library extension.
(They always need more space)
- 4- To such other tax exempt organizations as may be decided.
(As you have it now.)

If you dont feel the purpose should be included in each case leave that out but if it is in I feel sure we could get approval for a further change in LAA Articles to leave our assets first to the Academy then to McCurdy-S, Lyme Historical, PGN Library etc etc.

It would be up to the then trustees of Lafa and officers and board of LAA respectively to decide to which of those eligible it should go. In the case of LAA's Board I feel sure they would choose the Academy as it would then still go to one of the others if that too should fail. It would seem a fail-safe line for each organization to follow.

Meantime things are progressing. I am beginning to receive preliminary estimates for the work that needs to be done and hope to be able to present it to McCurdy-S. by mid-month. The two front galleries are being painted professionally and we should know soon if we will have enough money to paint the center gallery too. A group of us painted the skylights, (which can be let down so they were easy) yesterday and today two of us put them back in place. If we can paint the Center Gallery this year I'll get the group together again for those.

I was careful NOT to discuss the new Academy with the Reporter from the NH Register much as I wanted to. I did try to boost LAA but she soft-pedalled that unfortunately and concentrated on me - giving me several attributed to which I am not entitled - such as "Editor" of the National Sculpture Society! I am only a lowly member of the Board and in fact will be off that too with the next issue as my term will be up. Some other inaccuracies too but she managed to get a lot out of what should have been a little. She has promised to come back when I can discuss "my secret".

When you have the final papers ready I will have them photocopied for the Board of Trustees and Officers so they will have a copy of what they are signing and will get signatures on the original. At that time we can ask them for corrections in the biographical material which I assume is only for the IRS and the Press.

If there is anything else I should do please let me know.

With all the best to you both,

Sincerely yours

Dr. Henry L. Shepherd
Newington, CT. 06111

Elizabeth

February 29, 1976

Dear Henry:

Finally I have the complete slate of officers and Trustees approved by the Executive Committee (even though they didn't have to) and the immediate incorporation of the new Academy unanimously approved by all artist members who are not away on trips. Sorry it has taken so long but I think it is better this way. If I selected a President who was disliked by many of the artist members we could be in for trouble. The man we now have is not known by many but those who do know him like him and feel that he will be all right. I interviewed him last Friday and found him to be just right for the job - a good portrait painter and illustrator, not a member of the Lyme Art Association, and very enthusiastic about our new project. So much so that he said he would be happy to fill any position from President to Janitor! He would like eventually to be one of the teaching staff. But by that time we will be incorporated and well on the way and if he has to resign then we can find someone else to take his place. For the purposes of incorporation I feel he is the best choice and hope you will concur.

Enclosed are photocopies of the incorporation papers with corrections as discussed with you last weekend. I also enclose the auditor's report. If you feel we need a more formal one I can get it from him. I have corrected the addresses and names on the slate of officers and trustees and noted the biographical material I have so far. As you said when we send the copies around the trustees themselves can correct and add to it, if they wish. I will get the required signatures when the papers are ready for signing.

I did explain, I believe, what I meant by my reference to disposition of real estate in the articles of incorporation. If possible I would like to specify the use of the so far non-existent real estate should the Academy ever be dissolved. It is quite possible that it will have some before that time comes. In any event it would make our LAA articles conform to the LAFA articles if they both read about the same way --

- 1- To McCurdy Salisbury for continued use for educational purposes.
- 2- Lyme Historical Society for use as a Museum of Art.
- 3- To PGN Library for expansion of Library.
- 4- To such other tax exempt organizations as may be decided.

All with the then officers and trustees of LAFA to be the ones to decide which of the four, considered in that order, should get it and for what purpose.

If you don't feel this should be included we can leave it as it is but I feel it would mean that if it was included we could then revise the LAA Articles to leave the real estate in case of dissolution first to LAFA, knowing in case they also dissolved

it would be handed on down to the most eligible at the moment of #1 to #4. If the use the four recipients are to make of the property is not specified it might be harder to get approval from our members to a further change in our Consitution.

Meantime things are progressing. I am beginning to receive preliminary estimates and should have something to present to McCurdy-Sal. in about two or three weeks. The gallery is being painted inside - at least the two from galleries are. A group of us met on Saturday and did the skylights and two of us put them back up today. The rest is being done by a professional house painter. I should know soon if our funds will stretch enough to do the Center gallery as well. The Goodman Gallery will have to wait until another year but it is not in as bad condition as the others.

I was careful not to discuss the new Academy with the reporter from the NH Register on Thursday. I did try to give a boost to LAA but she softpedalled that unfortunately and wrote the whole article on me - some inaccuracies such as making me "Editor" of the National Sculpture Review when I told her I was "on the Editorial Board" and a few others like that but those things cant be helped I suppose.

As soon as you have the final papers I will have them photocopied for the Trustees and officers and get their signatures on the original. At that time we can ask for corrections in the biographical material which I assume is only for IRS and the press.

If there is anything else I should do please let me know.

With all the best to you both,

Sincerely yours

Dr. Henry L. Shepherd
6 King Arthur's Way
Newington, CT. 06111

SUGGESTED TERMS OF LEASE BETWEEN LYME ART ASSOCIATION
AND LYME ACADEMY OF FINE ARTS

- 1- Lyme Art Assn. will lease to Lyme Academy all present facilities and space in the Lyme Art Gallery for use for educational purposes in accordance with its Articles of Incorporation, with the following exception: The four upper art galleries shall be reserved for the exclusive use of the Lyme Art Assn and its assigns for the period from May 15th to September 15th of each year during the term of the lease and any subsequent extensions.
- 2- LAFA may make such alterations, additions and/or capital improvements to the premises as are needed for its purpose, provided it receives prior written approval of LAA Executive Committee. LAA reserves the right to demand discharge of any contractor or employee of LAFA who, in the opinion of the Executive Committee of LAA, is doing unsatisfactory work or in any way/~~damaging~~^{permanently} the premises. IF LAFA does not agree ~~it~~ must show cause why such work will not permanently damage the ~~pre~~premises and/or correct the condition, restoring it forthwith. Any work involving noise or mess on or about the premises shall be done between Sept 15th and May 15th of any one year during the term of the lease or any subsequent leases and any damage to the premises and/or to the four present galleries shall be repaired by the next May 15th, returning the upper four galleries and lawns to LAA in good condition by that date.
- 3- LAFA will make no unnecessary or objectionable noise in its own operation during the period between May 15th and Sept. 15th during which the four upper galleries are reserved for ~~the~~ exclusive use of LAA or its assigns for exhibitions of art work or other cultural events.
- 4- LAFA shall pay all utilities during the period of the lease and for the premises leased and shall undertake maintenance of the grounds at its own expense, except from May 15th to Sept 15th when the front lawns shall be maintained by LAA.
- 5- Annual rent for the premises as outlined in ppl above shall be \$10,000 * per year for 10 years except that \$9,000 * will be deducted for each \$9,000 expended by LAFA for capital improvements and/or alterations to the property undertaken by LAFA with LAA approval as in pp2 above.

* If only the ground (basement) floor is used by LAFA rent would be \$6,000 per year with \$5,000 deducted for amounts expended by LAFA as above.

SUGGESTED TERMS OF LEASE BETWEEN LYME ART ASSOCIATION
AND LYME ART GALLERY OF LIME ARTS

- 1- The Art Association, will lease to the Art Gallery all present facilities and space in the Lyme Art Gallery for use for educational purposes in accordance with its Articles of Incorporation, with the following exception: The four upper and galleries shall be reserved for the exclusive use of the Lyme Art Association and its assigns for the period from May 15th to September 15th of each year during the term of the lease and any subsequent extensions.
- 2- LAA may make such alterations, additions and/or capital improvements to the premises as are needed for its purpose, provided it receives prior written approval of LAA Executive Committee. LAA reserves the right to demand discharge of any contractor or employee of LAA who, in the opinion of the Executive Committee of LAA, is doing unnecessary work or in any way ^{permanently} ~~damaging~~ the premises. If LAA does not agree it must show cause why such work will not permanently damage the premises and/or correct the condition, restoring it to original condition by that date.
- 3- LAA will make no unnecessary or objectionable noise in its own operation during the period between May 15th and Sept. 15th during which the four upper galleries are reserved for the exclusive use of LAA or its assigns for exhibitions of art work or other cultural events.
- 4- LAA shall pay all utilities during the period of the lease and for the premises leased and shall undertake maintenance of the grounds at its own expense, except from May 15th to Sept 15th when the front lawn shall be maintained by LAA.
- 5- Annual rent for the premises as outlined in 901 above shall be \$10,000 per year for 10 years except that \$8,000 will be deducted for each \$2,000 expended by LAA for capital improvements and/or alterations to the property undertaken by LAA with LAA approval as in 902 above.
- 6- If only the ground (basement) floor is used by LAA rent would be \$5,000 per year with \$2,000 deducted for amounts expended by LAA as above.

5-~~cont~~ - Amounts in excess of \$9,000* expended by LAFA for such improvements/^{or repairs} in any one year shall be deducted from the next year's rent but in no event shall the net amount due be less than \$1,000 per year. In case of inflation in excess of _____% as determined by the Cost of Living Index, amounts of rent and deductions for improvements shall be increased accordingly. In any year during which no improvements are undertaken by LAFA and after all past year's expenses have been deducted from the rent the annual rental shall be \$2,000 per year with inflation clause as above. / or... LAA will donate any excess of rent over and above \$2,000 to LAFA for its operations, with inflation clause as above.

* see footnote on page 1, pp 5

- 6- Any and all capital improvements, alterations or additions made by LAFA shall be the property of LAA and in case of dissolution of LAFA before termination of this lease or any extensions thereof, LAA reserves the right to extend or refuse a similar lease agreement with its successors or assigns.
- 7- In the event of dissolution of LAA, this lease shall be binding on all its ~~beneficiaries~~ and assigns.
- 8- The lease may be renewed indefinitely by mutual agreement of the two organizations.

or repairs

Amounts in excess of \$5,000 expended by LAA for such improvements in any one year shall be deducted from the next year's rent but in no event shall the net amount due be less than \$1,000 per year. In case of inflation in excess of _____% as determined by the cost of living index, amounts of rent and deductions for improvements shall be increased accordingly. In any year during which no improvements are undertaken by LAA and after all past year's expenses have been deducted from the rent the annual rental shall be \$2,500 per year with inflation clause as above. / or... LAA will donate any excess of rent over and above \$2,000 to LAA for its operations, with inflation clause as above.

Any and all capital improvements, alterations or additions made by LAA shall be the property of LAA and in case of dissolution of LAA before termination of this lease or any extensions thereof, LAA reserves the right to extend or refuse a similar lease agreement with the successors or assigns.

In the event of dissolution of LAA, this lease shall be binding on all its beneficiaries.

The lease may be renewed indefinitely by mutual agreement of the two organizations.

Executive Committee Meeting

March 19, 1976

8 P.M.

Lyme Art Gallery

There were 11 present - Chandler, Mayer, Roberts, Dennis, White, Maynard, Bonamarte, Torrenti, Atwood, Buchholz, Campbell.

The President announces unanimous approval of the slip ratifying the forming of a Lyme Academy, sent to all members.

1. The Secretary's minutes for the last executive meeting were read and approved.

2. The Treasurer reported receiving associate dues very early this year. The auditor's report has been received, stating the accounts to be in order.

3. The President reports -

a. The painting of the gallery interior is nearly done. Cleaning the wall fabric has not been successful. Neither steam, Glamorene or staining work. Painting is doubtful, new fabric expensive and necessarily fireproof. It is voted to leave it alone, until it is completely hopeless.

b. Plans for the Children's Show are proceeding. Three districts will be represented; Lyme and Old Lyme High and elementary schools, Saye brook High and elementary, Valley Regional High School and elementary schools of Deep River, Chester and Essex. So far about \$150 in cash and gift certificates has been pledged for prizes. Art supply companies have been approached and already a fine acrylic set has been donated by Winsor & Newton. A committee is named, Tosca, Bonamarte and Atwood.

c. Letters are read. One from the State Dept. of Transportation concerning road shoulders in front of the gallery and the ramps to 1e95. Answers to our inquiries for group insurance from C.M.S. and Blue Cross tell us that we are ineligible.

d. The hearing on the Old Lyme Inn has been held with a vote favorable to the new owners, the Milnes. Construction is under way, it should open early this summer.

f. McKittrick is going ahead with his own plans and will teach art to younger children.

g. Remodelling for the school is discussed. Tentative plans have been drawn up by the President. Estimates must be gotten. We need a building committee. Dennis, Atwood and Torrenti are named; Bonamarte to advise. Could the upstairs galleries be used in winter? It might be destructive to walls and floor. It is voted to bring this up at a general meeting.

4. The Articles of Incorporation are read and there are no objections.

5. The proposed lease agreement is read. The Academy will lease its premises from the Lyme Art Association, paying rent to us and raising the money for building. This is approved as drawn up and will be submitted to Shepherd.

6. A new method of appointing hanging committees should be worked out. The same people do it all the time and there should be a rotating slate. Maynard will draw up a plan.

7. There are printing problems. Bonamarte cannot do the first show and it has to be done at short notice. Paul Dietrick printed catalogues last year so we will go to him again.

R.S.

Jessie H. Mayer
Secretary

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE SECRETARY OF DEFENSE
MANILA

TO: THE SECRETARY OF DEFENSE
FROM: THE SECRETARY OF DEFENSE
SUBJECT: [Illegible]



[Illegible text block]



[Illegible text block]



March 25th, 1976

McCurdy-Salisbury Educational Foundation
re: Lyme Academy of Fine Arts
Att: W.E.S. Griswold, President

Dear Sirs:

Because of the historic background of art in the towns of Lyme and Old Lyme it seems appropriate in this Bi-centennial year to establish an Academy of Fine Arts here. The Lyme Art Association has the space in its gallery for such a school and will lease it to the Lyme Academy of Fine Arts which will be incorporated next week.

The purpose of the Academy will be to teach the basic fundamentals and provide a thorough grounding in the fine arts, probably more fully than has been taught in any such school in the U.S. in the last 50 years. This will include instruction in drawing, anatomy, history of art, graphics, sculpture and painting in all media. It is probable that we will not be able to offer all these courses at the start as we will have to begin in a modest way, but we believe that eventually we can offer the most complete course in the fine arts available in New England, if not in the country, for serious students who wish to pursue a career in art.

The classes will be open to high school graduates or older with a set curriculum for a 2 to 4 year course providing a degree. Where space permits individual classes will be open to local residents not interested in pursuing the complete course. The Lyme Art Association has constant inquiries about art courses and there should be no problem in obtaining students. As a result we will be able to select those with talent and serious intent. ?

The basement (ground floor in the rear) of the gallery will accomodate 2 classrooms, office and facilities when remodelled. Two additional large, skylighted classrooms can be added at the rear of the two front galleries where they will not show from Lyme Street. This would allow us to accomodate 40 to 50 students. It is also possible to use the four present galleries on the upper level for additional classroom space although they will probably have to be confined to such courses as art history, drawing, anatomy, etc. which would not require structural changes. These four upper galleries would be reserved for exhibitions of the Lyme Art Association during the summer season as now but would be available to the Academy during the off season if required. The four lower galleries would be used for painting, sculpture, graphics, etc. throughout the year.

The Lyme Art Association has able teachers available for the Academy but the teaching staff will not necessarily be confined to Lyme Art Association members and we will seek qualified teachers in various fields as needed to give a well-rounded course in art.

We believe that the Lymes should once again lead the country in a renaissance of fine art. Along with a thorough grounding in the basics we will accent creativity in the representational vein with the goal of improving the nationwide caliber of fine art based on traditional values.

We realize that this ~~is~~ an ambitious program and plan to raise funds to meet construction costs over and above any seed money McCurdy-Salisbury Educational Foundation can provide. Associate Membership in the Lyme Academy of Fine Arts will be open to anyone. Proposed dues for regular membership is \$10 with higher amounts for Sustaining, Contributing, Patron etc. This should bring in from \$6,000 to \$10,000 a year which will cover the rent. Tuition, supplemented by State, Federal or private foundation grants, should pay for faculty and administrative costs.

Subject to the approval of our Attorney, Dr. Henry L. Shepherd, costs of construction for the necessary alterations and capital improvements would be deducted from the rent and amortized over the term of the lease. When costs have been met and alterations completed either the rent would be sharply reduced or Lyme Art Association would return all but a token rental in the form of a donation to the Academy. The Lyme Art Association is a non-profit organization and no assets can inure to any of its members. It must also spend its income annually so it has no interest in profiting financially from the operations of the Lyme Academy.*
✓ The Academy will be tax exempt, of course. Both organizations under their articles of incorporation name the McCurdy-Salisbury Foundation as beneficiaries in case of dissolution.

Enclosed are copies of the Articles of Incorporation of the new Lyme Academy of Fine Arts showing its first Board of Trustees, and a copy of the Constitution and Bylaws of the Lyme Art Association.

If you have any questions I will ^{be} happy to try to answer them but I believe this will give you an idea of the proposed plans for the new Lyme Academy of Fine Arts.

Sincerely yours

Elizabeth Gordon Chandler

* Above its basic needs to keep the gallery in repair.

MacCURDY - SALISBURY EDUCATIONAL FOUNDATION, INC.
OLD LYME, CONNECTICUT

March 25, 1976

Mrs. Elisabeth Gordon Chandler, President
Lyme Art Association
Will Pond Lane
Old Lyme, Connecticut 06371

Dear Mrs. Chandler:

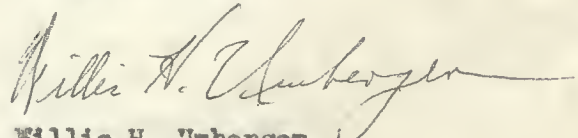
Lest you think we have forgotten, let me assure you that Mr. Griswold and I have not dismissed the suggestions you made at our conference at his home on January 17th. Indeed, we were most interested, and grateful to you for sharing with us your thinking on the work and the future of the Lyme Art Association.

Now that we have in mind a definite time for the meeting of our Board of Directors, I am writing to suggest that your proposals, if you intend to pursue them, be presented in writing so that I may correctly and completely represent them at this, or the next, Board meeting. We are considering several ideas and plans to be funded in part by the Foundation, and our members are greatly interested in promoting educational projects of advantage to Old Lyme. In some cases, found to be within the scope of our work, we can only encourage by making an initial contribution to start the ball rolling and to interest other persons and organizations.

I am enclosing a copy of the notes I made for my own use at the meeting of our Board on April 7th, but these will not be circulated. It would be better to use your presentation, or something you have authorized for the Foundation's use.

Kindly let me know how you wish to proceed. Thankyou for bringing this to our attention.

Sincerely yours,



Willis H. Umberger
Secretary-Treasurer

cc Mr. Griswold

MASCURDY - SALISBURY EDUCATIONAL FOUNDATION, INC.

OLD LYME, CONNECTICUT

March 22, 1976

Mrs. Elizabeth Gordon Chandler, President
Lyme Art Association
Will Pond Lane
Old Lyme, Connecticut 06371

Dear Mrs. Chandler:

First you think we have forgotten, let me assure you that Mr. Griswold and I have not dismissed the suggestions you made at our conference at his home on January 17th. Indeed, we were most interested, and grateful to you for sharing with us your thinking on the work and the future of the Lyme Art Association.

Now that we have in mind a definite time for the meeting of our Board of Directors, I am writing to suggest that your proposals, if you intend to pursue them, be presented in writing so that I may correctly and completely represent them at this, or the next, Board meeting. We are considering several ideas and plans to be funded in part by the Foundation, and our members are greatly interested in promoting educational projects of advantage to Old Lyme. In some cases, found to be within the scope of our work, we can only encourage by making an initial contribution to start the ball rolling and to interest other persons and organizations.

I am enclosing a copy of the notes I made for my use at the meeting of our Board on April 7th, but these will not be circulated. It would be better to use your presentation, or something you have authorized for the Foundation's use.

Kindly let me know how you wish to proceed. Thank you for bringing this to our attention.

Sincerely yours,

William H. Umberger
Secretary-Treasurer

cc Mr. Griswold

March 26th, 1976

Dear Henry:

Please forgive me for being so slow in getting the signatures for you. As it turned out even if I had not had a cold I could not have obtained them sooner as our Vice President has been away for 10 days and just returned yesterday. I hope they are all signed in the proper places and that we are now all set to go ahead with the incorporation. Please let me know what the costs are. There is no reason for you to foot the bills for them. You vave already doing so much for us. It may be a long time until the Academy is solvent and I would rather not have you wait that long to be reimbursed. As the Lyme Academy has been my dream for several years - one I thought would have to wait for everything else until you came up with the suggestion of having it solve our other problems - I feel I should certainly make whatever cash outlay is needed to get it incorporated.

Along with the originals of the incorporation papers I enclose a ~~suggesstions~~ suggestions for terms that could be included in the lease. Probably the reason Nelson White thought it was a constitution is what I call my "pseudo legaleze"! When I try to make something clear I write like that and I dont seem to be able to help it. It is particularly apparent when I am working on the portrait bust of anyone in the leggl profession as I am at present (a portrait head of Fowler Hamalton for his law firm's Law Library when he retires). This pseudo legal jargon seems to become more accute at these time - please ignore and forgive it. I am definitely not trying in any way shape or form to work the lease because I dont know what is legally permissable or advisable. I am just very thankful our affairs are in your good hands.

I am also enclosing a draft of a letter I am sending to Mr. Griswold of McCurdy Salisbury at his request. He is having a meeting with his board in another week or two. I will retype it with the corrections included in the context before I send it to him but this will give you the jist of what it is all about. I think it explains our program and plans as they are at present and subject to chnages as the law or circumstances require. It should give his board something to base their discussion on at least. Mr. Griswold is thinking of a \$5,000 matching grant from McC-S and we should be able to raise the other \$5,000 with no difficulty. Unfortunately we are going to have to raise a great deal more than that to get the alterations and construction we really need done. But I am confident we can get it somewhere.

I am anxious to know about how long the wheels will take first to get our incorporation through and then our tax exemption. I have just learned that a commercial gallery over in Essex is starting a school which I understand they intend to call the Lower Valley Academy of Fine Arts!!! I doubt if they will have tax exemption or will try for as ambitious a long term program as we are. Also Essex does not have the historical background in the art field that the Lymes do and it will be harder to get funds for an Academy there. But they have already approached two of our prospective teachers and even though we can get our back for Lyme when it gets under way just having the name out before we can get some publicity for ours could prove a slight setback for us. So as soon as we can announce our incorporation to the area at large the better. I hope the State won't delay our approval of incorporation - as I have delayed the signatures!!!

Incidentally the reason for the \$6,000 to \$10,000 range in the rental figures proposed is due to my uncertainty just now as to whether we will be able to use the upper galleries for class rooms or not. It would be difficult to make additional wash rooms in the upper section although it is not impossible if we take some off the lower class rooms. Our present facilities for the gallery while sufficient for the casual visitor might not be considered sufficient for students. There will be adequate facilities downstairs but that may not be in accordance with building codes which I am exploring at present to see just how much we have to do to meet them. If we can't use the upper galleries even as lecture halls then I don't think we could charge more than \$6,000 for the basement rent including additions to it. It would then take just that much longer for the costs to be absorbed by the excess rent. Otherwise it would not matter too much. I based the \$6,000 figure on a present possibility of 1500 sq. ft. in the basement @ 4¢ a foot. When the two additional class rooms are built there would be between 2400 and 2700 sq. ft. If we can use the upper galleries as well that would be another 2000 to 2400 sq. ft. Either way it would call for a rental of \$10,000. The 4¢ per foot figure was arrived at because the Shopping Center here is getting 5¢ per foot without utilities. Another reason for making \$6,000 a starting figure for the rent is that I feel sure the Associate dues will bring in that much minimum and so even if we didn't get any grants from Mc-C -S in any one year the Associates would carry the rent. We'll know more what this will be of course when we can send out notices with membership applications. There seem to be a good 500 to 600 people in town who will support local cultural projects in a substantial way. With the ^{base} dues at \$10 we can probably increase that number to nearly 1000. So I am being conservative.

This will let you know my thinking in any event and if you do not agree or feel that we should proceed otherwise please tell me. I need all the help and suggestions I can get.

Do let me know when you are next in this area. I would love to see you both and talk about our project. In the meantime my best to you both.

Sincerely yours

March 31st, 1976

MacCurdy-Salisbury Educational Foundation, Inc.
re: Lyme Academy of Fine Arts
Att: W.E.S. Griswold, President
Willis H. Umberger, Setcy., Treas.

Dear Sirs:

Because of the historic background of art in the towns of Lyme and Old Lyme it seems appropriate in this Bi-centennial year to establish an Academy of Fine Arts here. The Lyme Art Association has the space in its gallery for such a school and will lease it to the Lyme Academy of Fine Arts which will be incorporated within the next few weeks. Traditional art instruction has disappeared in most art schools resulting in a crop of under-educated artists. The purpose of the Academy will be to teach the basic fundamentals and provide a thorough grounding in the fine arts, probably more fully than has been taught in any such school in the U.S. in the last 50 years. This will include instruction in drawing, anatomy, history of art, graphics, sculpture and painting in all media. It is probable that we will not be able to offer all these courses at the start as we will have to begin in a modest way, but we believe that eventually we can offer the most complete course in the fine arts available in New England, if not in the country, for serious students who wish to pursue a career in art.

The classes will be open to high school graduates or older with a set curriculum for a 2 to 4 year course of a nature that would eventually lead to our granting a degree. ~~Where space permits,~~ individual classes will be open to local residents not interested in pursuing the complete course. The Lyme Art Association has had constant inquiries about art courses and there should be no problem in obtaining students. As a result ^{we} should be able to select those with talent and serious intent.

The basement (ground floor in the rear) of the gallery will accomodate 2 classrooms, office and facilities when remodelled. Two additional large, skylighted classrooms can be added at the rear of the two front galleries where they will not show from Lyme Street. Robert Carter has agreed to help us with the plans gratis. Alterations and additions will allow us to accomodate 40 to 50 students. It is also possible to use the four present galleries on the upper level for additional classroom space although they will probably be confined to use as lecture halls for such courses as art history as well as drawing, anatomy etc. which would not require structural changes. These four upper galleries would be reserved for exhibitions of the Lyme Art Association during the summer season as now but would be available to the Academy during the off season if required. The four lower galleries would be used for painting, sculpture, graphics, etc., throughout the year.

The Lyme Art Association has able teachers available for the Academy but the teaching staff will not necessarily be confined to Lyme Art Association members and we will seek qualified teachers in various fields as needed to give a well-rounded course in art.

We believe that the Lymes should once again lead the country in a renaissance of fine art. Along with a thorough grounding in the basics we will accent creativity in the representational vein with the goal of improving the nationwide caliber of fine art based on traditional values.

We realize that this is an ambitious program and plan to raise funds to meet construction costs over and above any seed money MacCurdy-Salisbury Educational Foundation can provide. Associate Membership in the Lyme Academy of Fine Arts will be open to anyone. Proposed dues for regular membership is \$10 with higher amounts for Sustaining, Contributing, Patron, etc. This should bring in from \$6,000 to \$10,000 a year which will cover the rent. Tuition supplemented by State, Federal or private foundation grants, should pay for faculty and administrative costs.

Subject to the approval of our Attorney, Dr. Henry L. Shepherd, costs of construction for the necessary alterations and capital improvements would be deducted from the rent and amortized over the term of the lease. When costs have been met and alterations completed either the rent would be sharply reduced or the Lyme Art Association would return all but a token rental in the form of a donation to the Academy. The Lyme Art Association is a non-profit organization and no profits can inure to any of its members. It must spend all its income annually so it has no interest in profiting financially from the operation of the Lyme Academy above its basic needs for gallery maintenance and repair etc. The Academy will be tax exempt, of course. Both organizations, under their articles of incorporation, name the MacCurdy-Salisbury Educational Foundation as beneficiary in case of dissolution.

Enclosed are copies of the Articles of Incorporation of the new Lyme Academy of Fine Arts showing its first Board of Trustees, and a copy of the Constitution and Bylaws of the Lyme Art Association.

If you have any questions I will be happy to try to answer them but I believe this will give you an idea of our proposed plans for the new Lyme Academy of Fine Arts.

Sincerely yours

Therese Graham Chandler

March 31st, 1976

Willis H. Umberger, Secretary-Treasurer
MacCurdy-Salisbury Educational Foundation, Inc.
Old Lyme, CT. 06371

Dear Mr. Umberger:

The letter of proposal for the Lyme Academy of Fine Arts which you and Mr. Griswold requested is enclosed. I also enclose 8 copies for your board members and the copies of documents referred to in the proposal letter.

Referring to your copy of the notes taken at the meeting with you and Mr. Griswold and Mr. Pike^{yn} which I outlined our aims:

- (1) The Lyme Art Association is in no way connected with the new Lyme Academy of Fine Arts except in the role of landlord-tenant. This is necessary for the purpose of obtaining the tax-exempt status we need for the Academy. In spite of this you may rest assured that the Lyme Art Association is 100% behind the new Academy and will work along with the Academy's Board of Trustees to achieve our ambitious goal, one which the Lyme Art Association wanted to undertake itself but was prevented from doing because it could not qualify for tax-exemption.
- (2) I believe I sent copies of our latest financial statements (Lyme Art Association) but if I did not would you phone me at the number above and I will get a photocopy to you before your meeting.
- (3) Would you kindly discuss with the Foundation's Board the Lyme Art Association's upcoming Inter-scholastic Art Exhibition to be held on May 22 and 23rd and let us know what amount the Foundation will offer for prize money. We have so far one merchandise and one gift certificate prize as well as \$50 in cash. We are going to try to get more from some of the business establishments in the area. As we will be showing work of students from both Elementary, Junior and Senior High Schools in the lower Valley we would naturally like to be able to award prizes in each age bracket which means a minimum of nine in all - 1st, 2nd and 3rd for Elementary, Jr. High and Sr. High. We hope this first children's show will be a success so it can be repeated annually to encourage students in art.

The photocopies of the proposal letter were made from an earlier version but I have corrected it to conform with the original and final version. I believe it will serve the purpose. If you want further copies let me know.

On behalf of the Lyme Art Association and myself may we thank the MacCurdy-Salisbury for their interest in the new Academy. Even though the Lyme Art Association cannot sponsor or father it the Academy is very close to its heart as we all believe it is what is needed most in the field of art.

Sincerely yours

cc to Mr. Briswold

P.S. I find I have one set of copies of our financial statements (Lyme Art Association) for the years 1970-75 together with plenty of copies of the 1975 statement. I am therefore enclosing the set plus 8 copies of the 1975 statement when we ran in the black for the first year in some time, in case you wish to send this along with the letter of proposal for the Lyme Academy to the other Board members.



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)

April 3rd, 1976

Dear Henry:

Just a quick note to thank you for forgiving me ~~for my~~ error in La ~~Courciere~~'s name. * I enclose a check for the incorporations costs. If there are any more please let me know. You have enough expenses on our account as it is and you must not have any out-of-pocket costs that we can and will reimburse. I will hold the receipt for the Minutes as suggested.

Answered

Bob Shanklin has asked if you would let him know what books he should keep for the new Academy and how he should set them up. He has had experience as Treasurer of other ~~organizations~~ and most recently ^{for} a local political candidate but he wants to set up the books as you think they should be. If you have time to advise him he would appreciate it.

All the best to you both,

Hastily

* As I seem to have garbled it above the correct name is: J. Richard LaCourciere, (or Joseph Richard if you have it that way).

P.S. Nelson told me of your concern about McKittrick. He is happily married and the father of 6 children so I think it is unfounded. Nelson received a very good report on him from the University of Hartford. However for the present I think it is as well for us to go our separate ways. Perhaps later we could join up. At present he is interested in teaching only children. We want to teach adults - so there is no present conflict. Let's see how we each prosper and then decide if and in what way he could be of assistance to us. As I see it raising funds must come first before we consider anything else.



THE LYME ART ASSOCIATION
OLD LYME, CONNECTICUT 06371
BOX 222

April 10th, 1976

Dear

As you know, the Lyme Art Association is sponsoring an Inter-Scholastic Art Exhibition on Saturday and Sunday, May 22nd and 23rd. Prizes will be awarded in three classes - Elementary, Junior High and Senior High.

Would you kindly fill out the Preliminary Information Sheet enclosed so that we may have some idea of how many entries we may expect and how many students will be participating from each school. If we do not receive enough work we may consider asking East Lyme and Westbrook to participate as well.

There is no limit on how many students from each school may enter. We are presently considering a limit of six entries per student but if the response is overwhelming we may have to reduce that figure to three.

Receiving day will be Thursday, May 20th from 3: to 5: PM. We can arrange to pick up work from the school if it cannot be delivered. Entry tags will be sent to you in advance of the show with the number based on your preliminary information sheet. Additional tags will be available at the gallery on Receiving Day. A Committee of Artist Members of the Lyme Art Association will hang and jury the show on Friday, the 21st of May.

We look forward to having a fine exhibition of children's work in what we hope will be the first of an annual Inter-Scholastic exhibition.

Sincerely yours

Elisabeth Gordon Chandler
President

encl.

The Officers of the Lyme Academy convened at the home of Mrs. Elizabeth Chandler at 11:00 AM on April 10, 1976.

Attending were:

Harold Goodwin, President

John L. Thayer, Vice President

Robert G. Shanklin, Treasurer

Tosca Glinesky, Recording Secretary

Elizabeth Chandler, President, Lyme Art Association

President Goodwin called the meeting to order and gave the floor to Mrs. Chandler who explained:

1. That the Academy is now incorporated.
2. She has been getting estimates on the plumbing repairs. There has to be a new septic system. The well is to be checked for pollution and, if found to be contaminated, a new surface well will have to be dug. It was unanimously agreed that the above work be done by Speirs Plumbing.
3. Robert Carter has generously offered to advise on plans for the building of school rooms. Estimates are to be solicited from several builders and, hopefully, construction can start in September.

It was decided that there would be no fund raising publicity until plans are formulated on specific methods.

An organizational meeting will be held on May 15, 1976 in the Town Hall at 11:00 AM.

The Annual Meeting of the Trustees will be held at Town Hall at 8:00 PM, June 4th, 1976 to elect voting members.

Meeting adjourned.

April 28th, 1976

Dear Henry:

Enclosed is my effort at the narrative description for question #3 which you requested. I'm glad we now understand each other and it is for your editing, deletions, additions or scripping as you decide. If our ^{LAA} treasurer cant add, its president cant type or spell!!! So please forgive any typos or spelling errors.

I also enclose the signed copy for the corrected certificate. Goodwin is away but I got Shanklin to sign. He prefers to use his middle initial so I have taken the liberty to type it in with a "/". Hope this is all right - not as beautiful as your typed copy but at least it is accurate this time. I am really sorry I have caused extra trouble through my error.

Also enclosed is a copy of the notice I am sending out for both meetings of the new Academy. Incidentally one request--- You always speak of LAA as laa and LAFA as lafa. We have never used just the initials for the Lyme Art Assn and generally refer to it as "Lyme Art" or "the Assn". L.A.A. spelled out is perfectly all right however. But I would not want the Academy to get off on the wrong foot and LAFA pronounced lafa sounds too much like Laugh-a! I think it would be better referred to as "the Academy" so it wont get a bad name. To me lafa is O.K. but not to the general public of its new trustees or members. I think you will readily see my point. When raising funds we can have no laughing matter!

As to the terms of the lease... I see your point and agree that \$10,000 is a huge sum for rent. I only suggested it to be sure that any improvements or additions to the gallery belonged to LAA, and sort of amortized them over the term of the lease. LAA needs about \$2,000 a year to stay in the black without having to bleed the members, most of whom dont have a lot of extra cash, to make ends meet. However they are more than willing to keep on trying to raise money in various ways to meet the expenses we have as long as the gallery is being put back in repair. We still have two items that cannot be charged to the new Academy (the entire interior and exterior has now been painted and paid for from this years surplus) with much of the work being done by volunteers among the artists). We now have to have a serving pantry with running water for our summer receptions opening each show and bookshelves for our lending library of art books available for research. It is all catalogues with library cards but is not properly housed where it can be used as it should be. Also the floors need re-finishing in the galleries and the wall covering needs replacing but these last two items can wait. The others should be done soon.

As they are exclusively for Lyme Art Assn. operations I cant see any honest way to charge them to the Academy. Incidentally the officers of the Academy authorized me to have a septic system installed at once with the hope that we may be able to hold classes in the galleries while the work is going on remodelling the basement next autumn. It has to be done before LAA's summer season starts or else wait until it ends as we cant have disruption during the summer, particularly this one which I hope will bring many visitors being the Bi-centennial year. The plumber has agreed to wait six months for payment and I have guaranteed it if the Academy fails to raise it in that time. I didn't want to wait for health reasons as well as the lack of it is polluting our water supply and could be dangerous if visitors cant read the signs not to drink the water. (We plan to put them in 3 languages for this summer!) As this is the first job that MUST be done I felt the sooner the better. The work will be billed to the Academy and approval for them to do it prior to a signed lease has been given by LAA's executive committee. Hope it is all right for us to proceed now.

I am looking forward to seeing you and Barbara on the 15th. I'm not sure my sister can join us for lunch that day after all as she has friends from London who have a place nearby for summers and although they have now sold it they always come up one weekend while she is here and take her out to lunch. At present it looks as though it may have to be that weekend. Anyway I imagine Nelson and Roger Dennis will be able to join us after the meeting.

Hope the enclosed is what you need to follow through for us. You are doing so much more than was originally thought with the new Academy and I hope the satisfaction of having started something worthwhile will make the extra effort worth it for you. My appreciation is beyond words.

With all the best to you both,

Sincerely yours

Encls.

Henry L. Shepherd
6 King Arthur's Way #8
Newington, CT. 06111

May 2nd, 1976

Dear Henry:

Sorry I misread the Articles of Incorporation and caused you two additional phoen calls and time to correct my errors in the call of meeting. As the sentence refering to the annual meeting of Members was in the paragraph concerning Trustees ~~rather than~~ ~~rather than~~ in Exhibit CC I wrongly assumed that "members" referred to members of the Board of Trustees. I should have realized that members referred to the "Voting Members" mentioned in the same paragraph. I was ~~sure~~ ~~sure~~ not to bother you more than I had to but should have checked the call of meeting with you and would thereby have saved you added trouble. I hope the enclosed is all right now.

Perhaps I should brief you on how the call of this meeting came about in case I have done something else that is not according to Hoyle - I don't know him very well! If I have let me know and I will try to undo it.

Up until the time the Academy was incorporated I had been going along with plans for it alone, with approval along the way by the LAA Executive Committee only. The original idea for classes at the Gallery was not mine but Dick LaCourciere's. However the more ambitious Lyme Academy with its complete course was my idea derived from his suggestion that we hold classes in the basement of the gallery several years ago. I suggested it to the members last summer and it was very well received. We expected to proceed with it when LAA became tax exempt as we knew it could not get off the ground without tax exempt status. Your suggestion at the December meeting made its immediate realization not only possible but advisable.

Once the Academy was incorporated however I no longer had any authority to proceed unilaterally with plans and so asked the officers to meet with me to discuss what could be done now. They called a meeting - the President did - and gave me power to proceed with my negotiations for the lease and the immediate improvements needed at the gallery which are for a septic system. I did not want to wait until autumn for this as it is the first step and to wait would only delay the start of any attempt at holding classes. I had obtained a delayed payment plan from the local Plumbing firm with the work to be done this month before LAA opens for the season and payment in six months. I gave the plumber my personal guarantee and if the amount is not raised in six months I will have to pay him. I am so confident it will be I don't mind taking the risk.

In order to give me the necessary go-ahead for this project the officers named themselves and me a temporary Executive Committee until the Trustees could either ratify their action or name another committee to take care of immediate problems, which may arise between now and the annual meeting which we thought was in June. It was to explain what was expected of the Board of Trustees at that meeting as well as to let them know what action had already been taken that the meeting of May 15th was called. Now I realize that the Voting Members will elect the board of trustees at their annual meeting in June and in fact the present Trustees are only there for a month unless they are reelected by Members who do not yet exist! So perhaps we should not have proceeded as we did despite the need for urgency.

There is also the matter of publicity and fund raising which should be planned this month in order to get off the ground at the start of the summer season. I would like to see a fund drive begin in June. If it is delayed it could mean that we had not raised enough money by September either for the septic system which will be a fait accompli by then or for the start of the remodeling without which we cannot hope to start holding classes during the winter of 76-77 or in fact until the autumn of 77 at the earliest.

It may seem that I am trying to rush things too much but I have the added problem of McKittrick, who despite his verbal understanding with me not to enter into the field of adult education in the fine arts put out a statement in the papers that his new Academy 21 will offer an "eventual full range of... fine (visual) arts, eg. sculpture, watercoloring, photography.... The age of an individual to participate.... will be determined by interest and basic ability from pre-school to post retirement...."

I feel McKittrick is biting off a great deal more than he can get the town to swallow and I don't want him to try it all and ruin our chances of success with a slower more conservative program because his has been tried and has failed. That is why I feel we must start as soon as possible with the fund raising drive and the basic improvements to the gallery which include sewer and water although I would not recommend starting an actual building program until we see the funds coming in. With septic system and water supply ~~we could~~ plus heat we could hold classes in the existing galleries while the work is progressing down stairs. If we don't start some sort of classes soon McKittrick will and from the way he is going about it I am pretty sure he will fail which would give potential supporters the idea that an art school here won't work. I don't want this to happen. That is why I have been pushing things faster than I would otherwise have done.

I hope this gives a little idea of what has been going on here and my thoughts concerning the Academy. I hope the meeting on the fifteenth will authorize us to proceed at once rather than wait for the June meetings. If this can be done by the present officers, fine. If it takes an executive committee to give me authority to go ahead, I hope one will be formed.

In any event I dont want all our work to date to go down the drain because McKittrick starts teaching the fine arts this summer and fails. I cant hold him off too long and the Academy will have to show signs of immediate life to stall his efforts along the fine arts line. What he does in the performing art direction does not concern us and would not interfere but his entry into fine arts would and could beove disastrous to the new Academy.

I would have explained all this over the phone but it is long and it was your call. So perhaps this way is better.

All the best to you both and looking forward to seeing you on the fifteenth.

Sincerely yours

Encl.

Dr. Henry L. Shepherd
6 King Arthur's Way #8
Newington, CT. 06111

In any event I don't want all my work to be done to go down the
drain because Wellington starts teaching the line arts this
summer and fall. I want him off too long and the Academy
will have to show signs of immediate life to start his efforts
along the line arts line. What he does in the performing art
direction does not concern me and would not interfere but his
energy from this date would not come from his attention to the
new Academy.

I would have explained all this over the phone but it is long
and it is not a call. On outside this way is better.

All the best to you both and looking forward to seeing you on
the 15th.

Sincerely yours

Paul

Dr. Henry A. Shepard
6 East Academy Way
New Haven, CT 06511



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)
May 4th, 1976

Col. Grafton Wiggins
Homestead Circle
Old Lyme, CT. 06371

Dear Col. Wiggins:

The Lyme Art Association and I are deeply grateful for your thought in connection with a possible bequest to it for a prize to be known as the Carlton Wiggins Prize. However our Attorney, Dr. Henry L. Shepherd, has confirmed the fact that although the Lyme Art Association is a non-profit organization, it is not tax exempt under Section 501-C-(3) of the Internal Revenue Code and the principal involved in providing such a prize would be taxable in your estate.

As an alternate suggestion which I believe would achieve your purpose of encouraging fine art in the traditional vein, would you consider instead making the bequest to the newly incorporated, tax-exempt, Lyme Academy of Fine Arts Inc. for a scholarship or scholarships to be known as the Carlton Wiggins Scholarship for Painting. A certificate suitable for framing could accompany the scholarship award and would be highly prized by the young artist, encouraging him to follow in your father's footsteps.

As the Lyme Academy has been ~~formed~~ expressly ^{formed} to train artists in the traditional values and help produce a new generation working in the representational vein who will bring about a renaissance of fine art and return the Lyme Area to the important place it held in art in your father's time, it would seem to be an appropriate recipient of your generosity.

I enclose a copy of a letter written to the MacCurdy-Salisbury Educational Foundation which has expressed an interest in helping the new Academy with some of its available funds for education. This letter explains more or less what the Academy is seeking to achieve and how it will operate. You will also want to know how it came about. I gave you a brief outline of its beginnings the other day but will repeat them here.

For several years the Lyme Art Association due to rising costs of repairs and inflation, has been operating in the red. It sought but was denied tax exemption under Section 501-C-(3) of the Internal Revenue Code because work of members are for sale in the exhibitions. The newer laws are much stricter than they were and it was the opinion of our attorney that an appeal to the IRS would be fruitless.

For some time the members of the Lyme Art Association had wanted to start a school to teach art as it used to be taught.

We could not do so without tax exemption as fund raising for such a project would be impossible otherwise. Then a very able tax lawyer, Dr. Henry L. Shepherd, offered his services to try to help us find a solution. Dr. Shepherd is an amateur of fine art and a long time patron of the Gallery. He suggested that our long-term dream of a Fine Arts Academy for Old Lyme might also solve our current problems as the Academy could lease the Gallery and do the necessary repairs and maintenance. It was therefore set up as a separate organization to comply in every way with the requirements under Section 501-C-(3) of the Internal Revenue Code for Educational institutions. Although it can have no actual connection with the Lyme Art Association it has the 100% backing of the latter's Artist Membership. It also has the blessing of the other cultural organizations in the area and so has every reason to expect success. I enclose the articles of incorporation which I suggest you discuss with your Attorney. I think he will agree with the Attorney for the Lyme Art Association as well as the new Academy, Dr. Henry L. Shepherd, that it completely qualifies for tax exemption. Dr. Shepherd is making the necessary application for recognition of this exemption under Section 501-C-(3) of the Code and sees no reason why it would be denied.

If you would consider transferring your bequest of a scholarship to the newly formed Academy you would be helping further the future of traditional art in this country and incidentally helping the Lyme Art Association in its efforts to do so as well. The bequest could be left with the stipulation that should the Lyme Academy of Fine Arts, Inc. cease to exist or cease to qualify under the Internal Revenue Code (Section 501-C-(3)) as a non-taxable, educational institution that the income from the principal could then be given to any other non-taxable organization for any purpose you may care to name, prize or otherwise, in the name of your father for the traditional form of art which he and Guy Wiggins adhered to and did so much to foster.

If your attorney would like to talk with ours about the Academy I am sure Dr. Shepherd would be happy to talk with him. His phone number is 203-666-9686 in Newington, Ct. He teaches law during the week but can be reached evenings and weekends at that number. His address is 6 King Arthur's Way #8, Newington, Ct. 06111.

I will be glad to discuss this with you any time and again want to thank you for the Lyme Art Association for your very generous offer of a Carlton Wiggins Prize. I wish it could be made tax exempt so we could accept it. I assure you that the new Academy as well as the Lyme Art Association shares your feeling about art and wants to achieve the same results as you do. The Articles of the new Academy make this purpose clear and they cannot be changed so it will always foster fine art as it was and should be.

Sincerely yours

Elizabeth Gordon Chandler

May 8 '76

Page 2

The Lyme Academy of the Fine Arts has been approved by all, is formally incorporated, has a P.O. Box, and will have its first Board of Trustees Meeting, May 15. The lease is being drawn up, with copies sent to everyone. It will be discussed at the May 24th meeting. Robert Carter will do the building plans with no fee. No estimates yet. The year would run Sept 15th to May 15th, with limited classes in summer. It will not detract from the Lyme Art Association. The upstairs galleries cannot have messy activities. There is much local enthusiasm for an art school.

Parking facilities are planned.

Mrs. Chandler has been talking to McKittrick. He has had much publicity about his classes-will take younger pupils (up to high school age). We are not certain about collaboration.

There will be a moratorium on life memberships until new rules are made. Approved.

An offer from C.M.S. for group coverage does not draw enough interest.

The signs need painting.

There should be signs in the washrooms in 3 languages-Spanish, German, and English.

There is a discussion of the amount of parking on our premises by car pools. It is a nuisance, but makes us look well attended, so we will not object.

A party will be given for Alpheus Cole on his 100th birthday.

Artist's Equity is turned down.

Could we have a concert? Perhaps the Quarry Consort. Executive Committee to look into this.

We expect to put on a demonstration by Lou Bonamarte.

Concerning the door admission of 50¢. Should we raise it? or drop it completely? Voted to keep as is. It brings in about \$1100 a year.

It is decided not to have a painting weekend.

A mistake in flyer on commission charges will be corrected.

Respectfully submitted,

Jessie Hull Mayer
Secy.

May 8 1946
Page 2

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The signs need painting. There should be signs in the washrooms in 3 languages-Spanish, German, and English. There is a discussion of the amount of parking on our premises by car pools. It is a nuisance, but makes us look well attended, so we will not object.

A party will be given for Alpha's Cole on his 100th birthday. Artist's Equity is turned down. Could we have a concert? Perhaps the Query Consort. Executive Committee to look into this.

We expect to put on a ~~concert~~ presentation by Lew Bonamarte. Concerning the door admission of 50¢. Should we raise it? or drop it completely? Voted to keep as is. It brings in about \$1100 a year.

It is decided not to have a painting weekend. A mistake in flyer on commission charges will be corrected. Respectfully submitted,

Jeanie Bull Wager
Secy.

Copy

May 11, 1976

Dr. Alan E. Hugg
State Department of Education
P. O. Box 2219
Hartford, Connecticut 06115

Re: Lyme Academy of Fine Arts, Inc.

Dear Dr. Hugg:

Thank you for seeing me in your office today in the above matter.

It appears to be inappropriate at this time to apply for approval to "operate a private school for occupational training"; but if at any time you decide that our school should be licensed, we would be glad to file an application.

Lyme Academy of Fine Arts, Inc., is a non-stock, non-profit Connecticut corporation, incorporated March 30, 1976, and located in Old Lyme.

The undersigned is the statutory agent of the corporation, and correspondence may be addressed to me, at 6 King Arthurs Way, Newington, Conn., 06111 (tel. 666-9686).

The corporation is governed by a board of twelve trustees, who represent The Lyme Historical Society, The Lyme Art Association, Inc., the Phoebe Griffin Noyes Library, the MacCurdy-Salisbury Educational Foundation, and other cultural and civic interests.

Under a lease agreement with The Lyme Art Association, the Academy will occupy and hold classes in the former's building, containing galleries and other enclosed areas, on Lyme Street, Old Lyme, adjacent to the Florence Griswold House. (The latter is operated now by the Lyme Historical Society.)

We plan to offer a curriculum designed for a two-year (and, possibly later, a four-year) course. Tuition will be charged. Admission to the regular instruction will be open to anyone who is a high school graduate and has demonstrated an interest in the fine arts of painting or sculpture. (If space permits, we may open some avocational courses to local residents, principally senior citizens.) Our primary purpose, as spelled out in the certificate of incorporation, is to provide instruction and thorough grounding in the fundamental, basic techniques, principles and traditions of the fine arts, to inculcate in the students sound

Dr. Alan E. Hugg

-2-

May 11, 1976

technical knowledge, excellence of performance, and powers of communication. We aim to assist serious students of painting and sculpture to become well-trained artists, whatever their eventual mode of expression and subject matter.

We expect to obtain a large supportive membership (non-students) in the historically artistic area of the Lymes.

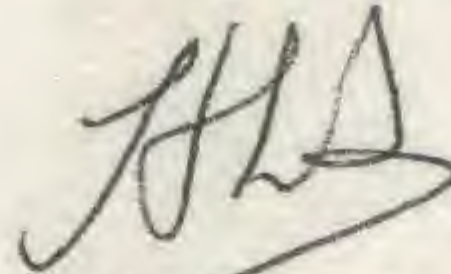
Our faculty will initially consist of professional artists, most of whom have exhibited in shows held by The Lyme Art Association, and elsewhere.

If we issue material to attract students and faculty I shall send you copies.

We expect to apply to the Internal Revenue Service for tax-exempt status under Sec. 501(c)(3) of the Code.

Thank you again for your courtesy.

Sincerely,

A handwritten signature in dark ink, appearing to read 'HLS', with a stylized flourish at the end.

Henry L. Shepherd

May 15, 1976

Dear Elisabeth:

Barbara and I greatly enjoyed lunch at the Gull, and thank you again! Nelson was ⁱⁿ his usual good form, and Roger is a pleasant companion.

The meeting was fine. Mr. Goodwin presides graciously -- and he looks the part. It is clear to me, however, that you, with your initiative, energy, imagination and enthusiasm, will continue to be indispensable to the Academy's realization.

I didn't intend to be discouraging about the \$50,000 goal; the amount did surprise me, though. Do you plan to rough out a budget of proposed improvements, together with an outline of a brochure to serve as a basis for the fund-raising? If so, possibly you would let me see it in advance -- I might have some suggestions to offer.

Does Roger have experience in the field of grants-in-aid? I was relieved to hear that he was undismayed by the estimate.

Where do you think students will come from, at the beginning? What are your ideas concerning tuition charges, and where would non-residents live? Who will do the teaching, and on what terms? I've commenced drafting the exemption application and its exhibits; answers to these questions would be helpful, even if they are tentative.

Perhaps Mr. Shanklin can help you find out the kinds and costs of insurance coverage.

Collaborating with you is very pleasant.

Sincerely,


Henry L. Shepherd

Mrs. Elisabeth Gordon Chandler
Mill Pond Lane
Old Lyme, Connecticut 06371

May 12, 1972

Dear Elisabeth:

Barbara and I greatly enjoyed lunch at the Gulf, and thank you again! Nelson was his usual good form, and Roger is a pleasant companion.

The meeting was fine. Mr. Goodwin presides graciously -- and he looks the part. It is clear to me, however, that you, with your initiative, energy, imagination and enthusiasm, will continue to be indispensable to the Academy's realization.

I didn't intend to be discouraging about the \$20,000 goal; the amount did surprise me, though. Do you plan to rough out a budget of proposed improvements, together with an outline of a procedure to serve as a basis for the fund-raising? If so, possibly you would let me see it in advance -- I might have some suggestions to offer.


Does Roger have experience in the field of grants-in-aid? I was relieved to hear that he was undismayed by the estimate.

Where do you think students will come from, at the beginning? What are your ideas concerning tuition charges, and where would non-residents live? Who will do the teaching, and on what terms? I've commenced drafting the exemption application and its exhibits; answers to these questions would be helpful, even if they are tentative.

Perhaps Mr. Shanklin can help you find out the kinds and costs of insurance coverage.

Collaborating with you is very pleasant.

Sincerely,


Henry L. Shepard

Mrs. Elisabeth Gordon Chandler
Mill Pond Lane
Old Lyme, Connecticut 06371



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371

Phone: 434-2890 (Code 203)

May 16th, 1976

Dear Henry:

The addition to the Lease suggested by one of the members at the meeting on the 8th was that Paragraph I. ~~(I)~~ except ⁽¹⁾ the two front galleries, generally referred to as the North and South Galleries, along with the pantry areas. Probably a better way to describe it would be "North and South Galleries and Entrance Hall with small adjoining serving rooms". They are not yet made into pantries and it is probably that only one of the two will be with the other used for office storage space as it is now. The North/South/Entrance Hall would be reserved for the Lyme Art Association's use during the entire year except that it could be used by the Academy as an exhibition area for student's work for a minimum of two weeks per semester or at other times with the approval of LAA.

I had wanted to make a library area of the entrance hall for our collection of art books and have that available to the students as well but I think that had better be part of the approval given by LAA when and if it seems appropriate. In fact I am still very concerned about the remarks at the meeting Saturday about the "vandalism" engaged in in art schools! I would not want to tie LAA up for what will be a 20 year lease and have them ruin the two other galleries which they are to have use of during the eight month period when the school is operating at ^{its} maximum. Do you think we should settle for a lesser rent, try for less ambitious building and rent only the lower floor to the Academy with the upper galleries to be given them for special occasions and with special permission being granted each time? I would hate to have to have the Center and Goodman Galleries ruined each year. You know students today better than I do. I will be guided by your judgement.

If you feel there is no great danger and that we can control the type of student in the Academy, eliminating those who tend to disrupt and vandalize, then I believe that the Center and Goodman Galleries would make ideal lecture-hall classrooms for the school. I would like to see them used for that and LAA has no need for them in the winter.

need folding doors?

The other point to be amended in the lease of course was the change of rent payment from the beginning to the end of each fiscal year.

It was very helpful to have you at the meeting Saturday and I appreciate your taking the trouble to come down. It was a pleasure, as always, to see both you and Barbara and I am sorry I was so quiet during lunch. Frankly the above problem was bothering me and still does. I want to be fair to both the LAA and the Academy but I cannot allow a lease which would permit the destruction of LAA property during each winter even if it was such that it could be put back in shape again each spring. Some wear and tear is inevitable but it should not be more than a good coat of paint will correct. Maybe I am unnecessarily concerned.

Sincerely yours



Dr. Henry L. Shepherd
6 King Arthur's Way #8
Newington, CT. 06111

P.S. Would it be safer perhaps instead of leasing the entire building to the Academy and then making exceptions of certain areas for certain periods of the year to lease only the lower floor to the Academy for the entire year and lease the Center and Goodman Galleries separately for shorter periods perhaps even renewable annually. Then if the Academy did not take care of them as they should we could refuse to re-lease them another year. The school would then have to make do with the lower floor only. If they used them properly we could renew the lease ~~to~~ the upper galleries that is. Think it over and I will call you later in the week to see what you think.



LYME ART ASSOCIATION
Member's Business Meeting
May 24, 1976 - 1:30 P.M. - At the Gallery

There were 20 present.

The minutes were read and approved.

The Treasurer was absent so there was no report, however, the dues are coming in.

The Children's Show was a great success. Two schools dropped out the last minute, John Winthrop Junior High, and Valley Regional. There were merchandise gifts as prizes and a good deal of cash.

A new shed has been purchased for \$355. Poplaski, Torrenti, and Roberts will put it up. Our well water may still be all right after cleaning. Our new septic system is installed and in operation.

Plans for the Lyme Academy are going along. The next meeting will be June ~~4th~~^{4th}. From a total of 15 voting members, the Lyme Art Association may appoint 2. Atwood and McKenzie are voted, Tosca is secretary. The lease is read and considered. It is voted that the upstairs galleries are for us, and the school may use them only at our pleasure, chiefly for exhibitions.

A rough estimate of building costs is \$50,000. If this amount is not raised, a less extensive plan could be worked out. The Academy would raise these funds, and would like, having put in this much money, to have a 10 year lease renewal privilege. There would be an escalation clause on the rent, per cost of living increase. Use of 2 upstairs galleries (north and south) in winter would be subject to annual rented basis, and insurance carried by the Academy. Work would not be started until we are out in September. The rental figure at 50¢ a square foot, making \$2000 a year for basement and 2 upstairs galleries, Goodman and Center. These changes are accepted. An amended lease copy will be sent to all members for approval.

The non-members work was juried-meeting adjourned.

Respectfully Submitted,

Jessie Mayer
Secy

LYME ART ASSOCIATION
Member's Business Meeting
May 24, 1976 - 1:30 P.M. - At the Gallery

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The minutes were read and approved.
There were 20 present.

Respectfully Submitted,

Jeanie Mayer
Secy



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)
May 27th, 1976

Dear Henry:

This is the first opportunity I have had to answer the questions in your letter of May 15th. In the meantime I have received the interesting clippings you sent, for which many thanks.

To make any dream a reality I realize there must be some concrete thinking and a sound program and I have given much thought to the ways and means of getting the new Academy off the ground. However I am well aware of my inexperience in this field and my enthusiasm is not enough. I need professional help - volunteer professional that is - someone with ability in fund raising and another in the operation of art schools. The answers below are only tentative suggestions on how I think we might proceed, not necessarily how we should proceed. Here they are for what they are worth....

1- Students: At the beginning I expect students to come from the general area. LAA has had fairly numerous inquiries and several Lyme Jr. and Sr. High School students are interested for a school in the next year or two. I believe we will have at least 10 to 15 young applicants from the area to start with. There are also a dozen or so older residents interested in art as an avocation. We should be able to open the school with 20 to 30 students, young and old, from the Lower Connecticut Valley area. More would gravitate to the school once publicity about it gets out and it is in fact in operation. We can circulate literature about it among the College Counseling services too *+ high schools?* although they might demand a fee for placing students with us. However I feel that with the small size of the proposed school it will not be hard to fill it in a year or two.

The proposed four classrooms and two lecture halls would accommodate 50 to 75 students with about 40 serious, full time vocations and the balance part time avocational. It would work out with a majority of vocational students in winter and more avocational in summer.

2- Tuition Charges: These will have to be competitive with other art schools. I have the summer schedule at the National Academy of Design which are low. I expect during the winter they are higher although perhaps not as it is endowed. We should find out the tuition fees at Rhode Island School of Design, Boston Academy of Fine Arts, Penn. Academy of Fine Arts, etc. as well as the New London Art Student's League. I do know that our members *LAA* who teach receive \$x? per student per class and it seems to be adequate as they do not complain. *neither do the students who seem willing and able to pay the fee -*

See next page near end

3- Living Arrangements: Area students would of course live at home. Those coming from elsewhere could board at the Bee and Thistle (under new management)-16 rooms, The Old Lyme Inn (formerly the Barbizon Oak and Elegante), 4 rooms, Howard Johnson's Motor Lodge (across the river in Old Saybrook but not too far to walk or bicycle-for the energetic). Other possibilities would be as PGs in private homes much as the American Field Service Exchange Students find homes here now. Families with children in college might be glad to get extra income by renting their rooms while they are away.

4- Teachers: We have presently among LAA members 6 or 7 who teach. Some at least would be available once the school is ready to begin. I would hope we could look for others too and try to assemble an exceptionally able faculty. With city living becoming less and less enchanting I believe able teachers could be induced to settle in the area. For a start....

New London

Lou Bonamarte: (now teaches all media/Art Students League and Private classes.)

Donald Thompson: Watercolor (probably summers and early season only as he teaches in Florida in winter)

Harry Simpson: Oils (teaches or has taught in area)

Tom Torrenti: Oils (teaches privately in area)

E. B. Atwood: Graphics (would make a good teacher but has not yet taught, I believe)

Tosca Olinski: NA: Oils (Has taught children-might teach again.)

Harold Goodwin: (our President) Interested in teaching portrait painting. He is not an LAA member yet. LAFA

Seymour Ball: (Not an LAA member) has taught Anatomy and Figure drawing at several schools; He is interested again.

Robert Brachman: Also a possibility for portrait painting. He has his own classes in Madison.

E. G. Chandler: I would teach a class in portrait sculpture gratis (behefit of Academy) if interest is there and I have had a good many requests for it. I would also persuade a good teaching member of the National Sculpture Society to come up to teach sculpture in general with special courses in casting etc. by others from time to time.

→ I think all tuition should be applied to faculty salaries. We would probably have to ^{supple}ment it with grants from the National Endowment or Council on the Arts or other. There are funds available for teaching.

5- Financing: (the big question you didn't ask!) I envision a concentrated drive throughout the lower Connecticut Valley, for onetime contributions for construction costs this summer. I believe something like this might be possible if we dont embark on another recession!

Founding member donations :-	2 @ \$2,500 *	=	\$ 5,000 *
	3 @ 1,500 *	=	4,500 *
	10 @ 1,000	=	10,000
	10 @ 500	=	5,000
	50 @ 100	=	5,000
	75 @ 50	=	3,750
	150 @ 25	=	3,750
	600 @ 10	=	6,000
			<hr/>
			\$ 45,000
Matching grant from MacC-Sal			5,000
			<hr/>
			\$ 50,000

* I would try first for a \$10,000 grant from the Ford Foundation, Historic District Commission (which I understand might help) or other foundation. ~~For~~ This will be the hardest to raise locally. I think we can get the other \$40,000 with ^{personal} approach as well as direct mail for the lesser amounts.

Annual dues of \$10-15 with some larger contributions from Contributing and Sustaining Members should produce an annual income of \$8000 to \$10,000. This should take care of rent, administration and operating costs (heat light etc.) if we include a matching grant from MacC-Sal of some ^{thing} each year.

depends on the term! We will have to "cut the suit to fit the cloth" and I anticipate getting broken down estimates so that we could remodel fewer classrooms the first year if necessary. The only thing we should not do is create double expense by delaying some construction which would cost more if done afterwards. We should also avoid borrowing as interest almost doubles the cost of construction. As long as we plan carefully and get pledges for money which is not immediately available we could put some of the construction off until the second or even third year.

Please excuse rough typing . Hope the ideas expressed above are of some use to you but keep in mind I really dont know how to go about it. This is how I would do it but I am sure there are better ways. When we find someone who knows how we can modify the program. As far as the building program is concerned I have had enough experience with contractors and architects to be of some help there.

Would you and Barbara care to attend the meeting on the fourth? I dont suppose it is necessary but would be very helpful of course in case of more questions but I hesitate to ask as it is at night. If you do I'll try to fix us an early dinner - something quick as it is an early meeting (8PM).

All the best to you both,

Sincerely yours

Charles

Dr. Henry L. Shepherd
6 King Arthur's Way #8
Newington, CT. 06111

Dear Mr. Brackman:

The Lyme Art Association at its ~~last~~ meeting last week, approved the use of ~~the~~ two large sky-lighted galleries as painting classrooms. This means we should be able to start classes on or about October 15th if there are no unforeseen delays/ in the preparations for opening the new ~~academy~~ Lyme Academy of Fine Arts.

You spoke of the possibility that Robert Beverly Hale might like to retire from teaching in the City and ~~take a teaching position~~ join the faculty at the new Academy here in Old Lyme. We need someone who will teach anatomy and drawing. Would you be good enough to ask him if he would be interested? I don't know what living accommodations he would ~~require~~ require. If he is alone there are two Inns within easy walking distance of the Gallery. The Old Lyme Inn is directly across the Street and ^{has} ~~served~~ a good french cuisine and a few nice rooms for guests. The Bee & Thistle is only two gouses up the road and has more accommodations. It is also quieter being away from the turnpike and they even serve breakfast in bed! There is also a good possibility of a small apartment being available there which would rent for \$200 a month. If he would prefer to buy or rent a house I will be glad to explore the situation for him and report.

If he has already signed a contract with the League for the first semester we can wait/^{for him} until the second semester when the Academy should be in full operation. ~~For~~

For the first semester we plan classes in Art History, Drawing, Color Theory, Watercolor and Oils. Sculpture and Life Classes will not begin until the second semester due to lack of space while the remodelling takes place.

We are delighted that you will join the faculty of the new Lyme Academy and we will keep you informed of our progress as we go along but barring unforeseen difficulties we will start with a modified curriculum in October. The prospectus will be ready soon and will be sent to you. When contract have been drawn up we will also send you one of those.

It was a pleasure meeting and talking with you last week and we are all looking forward to a long and productive association with the new Lyme Academy

Sincerely yours
EGC

P.S. If you would like to see the ~~galleries~~ two gallery/classrooms which will be used for Oil painting classes the first semester I will be delighted to meet you at the gallery anytime. Just let me know.

The first association of the kind, organized in
the year 1850, was the first of its kind in
the world. It was organized in the year 1850,
and it was the first of its kind in the world.
It was organized in the year 1850, and it was
the first of its kind in the world.

The second association of the kind, organized in
the year 1850, was the first of its kind in
the world. It was organized in the year 1850,
and it was the first of its kind in the world.
It was organized in the year 1850, and it was
the first of its kind in the world.

The third association of the kind, organized in
the year 1850, was the first of its kind in
the world. It was organized in the year 1850,
and it was the first of its kind in the world.
It was organized in the year 1850, and it was
the first of its kind in the world.

The fourth association of the kind, organized in
the year 1850, was the first of its kind in
the world. It was organized in the year 1850,
and it was the first of its kind in the world.
It was organized in the year 1850, and it was
the first of its kind in the world.

Of course the party will begin with ringing your bell!
will be placed on the wall of the gallery in his honor.
proposed inscription and tell Alphaeus that a bronze plaque
plaque made in time for the celebration but I will read the
be. Unfortunately we were too late with the idea to have the
size you think it should be and now large the letters should
than I have so perhaps you would advise me as to the
You have had more experience with this type of plaque

It is now like to see the
two gallery/classrooms which will be used for all painting classes the first
somewhere I will be delighted to meet you at the gallery sometime. Love
John W. G. G. G.



Elisabeth Gordon Chandler

~~ERWIN MAYNARD~~
President

THE LYME ART ASSOCIATION

OLD LYME, CONNECTICUT 06371

BOX 222

June 3rd, 1976

Mr. Sam Jones, President
Berkley Machine Works and Foundry Co. Inc.
Norfolk 6, Virginia

Dear Mr. Jones:

Mr. Maynard has turned your letter over to me but asks
that I send you his kindest regards.

I regret to inform you that the Lyme Art Association was
unable to obtain a tax exempt number because paintings
by members are sold in the gallery. We tried every way
our Attorney's could devise without success. Finally
it was decided to start an entirely new organization
which would then rent space from the Lyme Art Association

#95

Case of face
Foot of hair
Gully-

Markings - The hand Secretion

Various Air Lines

Interdigital Area

Erigeron O'Neil

Foot 7

E. Gordon Chandler
XXXXXXXXXX

June 3rd, 1976

Mr. Sam Jones, President
Berkley Machine Works & Foundry Co., Inc.
Norfolk, Virginia 23523

Dear Mr. Jones:

Your letter to Mr. Maynard has been turned over to me. I was just about to write you to tell you that your generous contribution to the Lyme Art Association last year allowed us to paint the gallery inside and out. Our members did a lot of the work themselves and with what we had left over we were able to buy a small garden shed for the lawn mower and other things the Fire Marshal said had to be kept outside the building. Without your help none of this would have been possible and we thank you once again for your support.

I regret to have to inform you however that the Lyme Art Association was denied a tax exempt number because we sell members paintings in the gallery. The new tax laws are very strict and there was only one way around it. That was to form an entirely new and separate organization which would rent part of the gallery from the Art Association thereby putting it back in prime condition as well as helping us in other ways. This new organization is called the Lyme Academy of Fine Arts and it a dream we had long had anyway so we were able to solve our financial problems as well as doing something worthwhile for the future of good traditional art. As you will see from the articles of incorporation and lease agreement with the Lyme Academy which I enclose, the Academy will take care of all the repairs and upkeep and we will still have the use of the gallery during the summer season for our shows.

Although the Lyme Art Association must remain non-profit but taxable the new Lyme Academy of Fine Arts, Inc. is absolutely nontaxable and donations to it will benefit the gallery and allow the Lyme Art Association to continue as it has done for the last 75 years while being assured that the gallery will be put back in prime condition and maintained that way.

We are starting a fund raising drive this summer for the new school and we hope it can open at least by the first of the year, perhaps sooner in a limited way. We plan to raise \$50,000 and so far have been offered a matching grant of \$5,000. This is already 10% of our goal and we have not even started! I am confident that we will

be able to reach it without difficulty as there is a lot of enthusiastic support for the project from the community. The proposed plans call for remodelling the entire basement floor and building an addition of a large skylighted studio-classroom so we can teach the kind of painting that Alpheus Cole and our other members of earlier days believed in and which our present members have been trying to carry on. By passing this knowledge on to the next generation of artists I think we will have done a valuable thing for good art in this country - at least that is certainly our purpose and I am sure we will succeed. As a matter of fact your young friend who was here with her mother last summer played a big part in getting the new Academy started. She wanted so much to study here in Old Lyme that I was sure there must be a lot of other young people like her who would also be interested in attending a good country art school that taught traditional art as it should be taught. Her interest did much to light the fire that is now burning brightly in the form of the newly incorporated Lyme Academy of Fine Arts.

The Lyme Art Association is planning a 100th birthday party for Alpheus this year. It will have to be less strenuous than last year as I know he has not been very well this winter but I am hoping he will feel up to coming to it. Perhaps this year ABC would cover it! CBS did such a good job last year. I hope you will be here too to make the occasion the festive one it should be to honor this fine artist on his centennial. He has been interested in the new Lyme Academy too and I hope to be able to talk with him about it when he comes up. Perhaps we should name the new classroom after him! It would be very suitable and a permanent honor for a very worthy painter.

Let me know when your schedule permits you to visit us this summer. We have two new restaurants opening up here in Old Lyme and I hope you will be my guest this time.

Edwin Maynard asked me to give you his kindest regards and he too hopes to see you this summer.

Sincerely yours

Elisabeth Gordon Chandler

encls.

Minutes of First Annual Meeting

LYME ACADEMY OF FINE ARTS, INC.

Members

The first annual meeting of the members of the Lyme Academy of Fine Arts, Inc. was held pursuant to notice in the Town Hall, Old Lyme, Conn., at 8 p.m., June 4, 1976. Mr. John L. Thayer, vice-president presided. A quorum of the fifteen voting members was declared present. Upon nominations duly made and seconded, the following were elected Trustees to serve until the next annual meeting or until their successors are elected:

Harold Goodwin
John L. Thayer
Robert G. Shanklin
Tosca Olinsky
J. Richard LaCourciere
Elisabeth Gordon Chandler
Ann Ely Smith
Nelson C. White
Roger Dennis
Roger Pierson, Jr.
Samuel Thorne, Jr.
Richard Cooper

It was noted that in addition to those previously named by the Academy, the Voting Members and the institutions they represent are: Lyme Historical Society, David L. Cooksey and Daniel Woodhead; Old Lyme Library Association, Mrs. Arvine Wales and Mrs. Seymour Gilman; MacCurdy-Salisbury Educational Foundation, John Griswold and Samuel Thorne, Jr.; Old Lyme Art Association, E.B. Atwood and Roderick G. Mackenzie.

Thereupon the officers and counsel, Dr. Henry L. Shepherd, reported as follows:

- (1) The courses for classes beginning in September 1976 will be chosen from curriculum

Minutes of First Annual Meeting
LYNE ACADEMY OF FINE ARTS, INC.

Agenda

The first annual meeting of the Lynes Academy of Fine Arts, Inc. was held pursuant to notice in the Town Hall, Old Lyme, Conn., at 8 p.m., June 4, 1970. Mr. John L. Thayer, Vice-President presided. A quorum of the fifteen voting members was declared present. Upon nomination duly made and seconded, the following were elected Trustees to serve until the next annual meeting or until their successors are elected:

Harold Goodwin
John L. Thayer
Robert E. Goodwin
Thomas Glinchy
J. Richard Labadie
Elizabeth Labadie
Ann Ely Smith
William C. Smith
Roger Dennis
Roger Plamondon, Jr.
Samuel Thorne, Jr.
Richard Cooper

It was noted that in addition to those previously named by the Academy, the Voting Members and the Institutions they represent are: Lynes Historical Society, David L. Cooney and Daniel Woodhead; Old Lyme Library Association, Mrs. Arlene White and Mrs. Seymour Glinchy; Educational Foundation, John Griswold and Samuel Thorne, Jr.; Old Lyme Art Association, E. R. Benson and Robert E. Goodwin.

Thereupon the officers and counsel, Mr. Henry L. Shepherd, reported as follows:
(1) The courses for classes beginning in September 1970 will be chosen from curriculum

that includes painting (in all media), drawing, perspective, anatomy, color theory, sculpture (portrait, figure, bas-relief), history of art, and graphics.

(2) The rates of tuition will be decided on during the summer after comparative figures have been received from various other academies, and in any event receipts from this source will be used toward payment of faculty salaries. (3) Enrolled students are expected to number approximately 15 to 20, chiefly from the lower Connecticut River area, in the first term. (4) Proposed classrooms and lecture halls will eventually accommodate 40 to 50 students. When avocational instruction of older persons gets under way, another 20 or so may be accommodated. (5) A final draft of the lease agreement with The Lyme Art Association, Incorporated had been prepared. (7) Estimates of construction, repair and installation work at the galleries to prepare classrooms, lecture halls and needed equipment, sanitary provision, etc., reached \$50,000. (8) Plans are progressing to raise this amount, from foundations (including the matching grant by MacCurdy-Salisbury Educational Foundation) and individuals, by personal solicitation. (9) A four-year course of instruction is projected for the future.

The meeting then adjourned.

Trustees

The first annual meeting of the Trustees of the Lyme Academy of Fine Arts, Inc. was held immediately following the members' meeting. The following officers were elected:

Harold Goodwin, president
John L. Thayer, vice-president
Robert G. Shanklin, treasurer
Tosca Olinick, secretary

The minutes of the previous (interim) meeting were read and approved as amended.

that includes painting (in all media), drawing, perspective, anatomy, color

theory, sculpture (carving, figure, bas-relief), history of art, and graphics.

(2) The rates of tuition will be decided on during the summer after comparative

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from this source will be used toward payment of faculty salaries. (3) Enrolled

students are expected to number approximately 15 to 20, chiefly from the lower

Connecticut River area, in the first year. (4) Proposed classroom and lecture

halls will eventually accommodate 40 to 50 students. When vocational instruction

of other persons gains under way, another 20 or so may be accommodated. (5) A

final draft of the lease agreement with the Lynn Art Association, Incorporated

has been prepared. (7) Estimated of construction, repair and installation work at

the galleries to prepare classrooms, lecture halls and needed equipment, electricity

provision, etc., totaled \$20,000. (8) Plan was progressed to raise this amount.

Five foundations (including the existing grant by McClellan-Gallagher Educational

Foundation) and individuals, by personal solicitation. (9) A four-year course of

instruction is projected for the future.

The meeting then adjourned.

Trustees

The first annual meeting of the Trustees of the Lynn Academy of Fine Arts, Inc.

was held immediately following the members' meeting. The following officers were

elected:

Harold Goodwin, president
John L. Thayer, vice-president
Robert C. Sherman, treasurer
Joseph Olinsky, secretary

The minutes of the previous (interim) meeting were read and approved as

presented.

The report to the Voting Members, having been heard by the Trustees, was accepted. After a discussion of the rental provisions, the lease agreement with The Lyme Art Association, Inc. was approved and the proper officers were authorized to sign it. December 31 was adopted as the closing date of the fiscal year. Messrs. Goodwin and Shanklin were authorized to sign checks on the Academy's bank account in the United Bank and Trust Company, and appropriate banking resolutions were adopted.

Mr. W.E.S. Griswold made suggestions concerning fund-raising, and agreed to act as advisor to a committee for this purpose, consisting of: Mesdames Barney and Chandler, and Messrs. Thorne, Shanklin and Thayer. It was announced that work on a descriptive brochure would start immediately.

In view of the completeness of the certificate of incorporation, it was decided not to adopt by-laws at this time.

The proper officers were authorized to execute and file an application to I.R.S. for recognition of the Academy's exempt status, and to empower Dr. Shepherd to represent the Academy.

On motion the meeting was adjourned.

Secretary

The report to the United Nations, having been read by the President, was accepted. After a discussion of the rental provisions, the lease agreement with The Lym Co. Association, Inc. was approved and the proper officers were authorized to sign it. December 31 was adopted as the closing date of the fiscal year. Messrs. Fitch and Smith were authorized to sign checks on the Academy's bank account in the United Bank and Trust Company, and appropriate banking resolutions were adopted.

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In view of the completion of the certificate of incorporation, it was

decided not to hold a meeting at this time.

The proper officers were authorized to execute and file an application to the Secretary of the State for recognition of the Academy's exempt status, and to request Dr. Shepard to represent the Academy.

On motion the meeting was adjourned.

Secretary

Traditional Art Reaffirmed

The incorporation of the Lyme Academy of Fine Arts was announced recently. And with it comes the return of the Old Lyme the finest and largest art colony in the United States in the early decades of the 20th century. It was in Old Lyme that the Barbizon School of painting and sculpture came together to create an American style that has been a lasting mark on the art world.

Under a lease agreement with the Lyme Art Association the new Lyme Academy will occupy and hold classes in the Lyme Art Gallery which will be remodelled to provide studio-class rooms on its lower floor.

The Lyme Academy will offer a curriculum designed for a two year (and, possibly later a four year) course. Color theory, art history, drawing, perspective, anatomy, graphics and sculpture as well as painting in all media will head the list for developing what, it is hoped, will be the most complete offering of instruction in the fine arts in New England.

Admission to the regular course will be open to anyone who is a high school graduate and has demonstrated a serious interest in pursuing the fine arts of painting and sculpture. Where space permits avocational courses will be open to local residents. The school year will extend from mid-September through mid-May with less formal classes offered in summer.

The primary purpose of the new Lyme Academy, as spelled out in the certificate of incorporation, is to provide instruction and thorough grounding in the fundamental, basic techniques, principles and traditions of the fine arts and to inculcate in the students sound technical knowledge, excellence of performance and powers of communication.

Associate membership is open to all interested in helping the new Lyme Academy. Annual dues at \$10 for single membership and \$15 for married couples will entitle members to attend special lectures on art related subjects at the gallery.

The Lyme Academy's founding board of trustees includes representatives of most of the cultural and civic interests in Old Lyme. Its officers are Harold Goodwin, President; John L. Thayer, Vice President; Robert G. Shanklin, Treasurer; Tosca Olinsky, Secretary. Trustees are W.E.S. Griswold, Daniel Woodhead, Jr., Virginia C. Stewart, Elizabeth Gordon Chandler, J. Richard LaCourciere, Roger Dennis, Ann Lily Smith and Nelson C. White.

On Friday, June 4th, 15 Voting Members of the Lyme Academy of Fine Arts will meet to elect the board of trustees which will guide the new Academy through its first year. Voting members are Harold Goodwin, John L. Thayer, Robert G. Shanklin, Roger Dennis, Mrs. Wells Barney, Mrs. Gregory Smith, Mrs. John Lohmann as well as John Griswold and Samuel Thorne named by the MacCurdy-Salisbury Educational Foundation; Daniel Woodhead, Jr. and David J. Cooksley named by the Lyme Art Society; Mrs. Arvine Wates and Mrs. Seymour Wilson named by the Old Lyme Phoebe Griffin Noyes Library and C. B. Atwood named by the Lyme Art Association.

Statement by Henry L. Shepherd, attorney-at-law, to The Hartford Courant, June 9, 1976

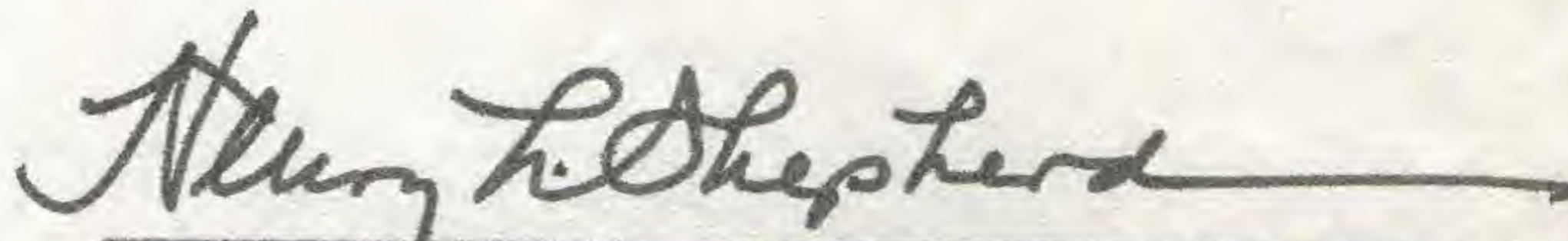
"The Lyme Art Association's building is and always has been exempt from Old Lyme property taxes", Attorney Henry L. Shepherd stated to the Courant today. "In 1958 Judge Joseph S. Longo, who then presided over the Court of Common Pleas in New London, upheld the Association's position under the Connecticut statutes", he said.

"The Association is not exempt under the internal revenue code, however," Shepherd ~~continued.~~ "Miss Lisa Stewart's report, which appeared in The Courant on Monday June 7th, did not comprehend technical differences between state and federal tax laws, and misquoted my remarks", he said.

"Last winter I prepared an in-depth study of the 75-year old Lyme Art Association", said Shepherd, who is a former president of the Litchfield Historical Society. "I found that its artist members had long intended to establish a traditional art school. After they were unable for technical reasons to obtain federal income tax exemption, I suggested the formation of an entirely separate corporation for this purpose. The result is the Lyme Academy of Fine Art."

"In my opinion", said Shepherd, who volunteered his services, "the Academy is an exempt organization within the meaning of the internal revenue code; and I have completed an application for recognition of this status", he said.

"Federal exemption is very important in philanthropy", Shepherd stated. "Tax benefits to donors constitute almost the only form of governmental encouragement to fine art in America", his statement concluded.


Henry L. Shepherd

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fine art in America", his statement concluded.

Henry L. Shepherd

XXXXXXXXXXXX

June 6th, 1976

Alphaeus P. Cole
Hotel Chelsea
222 West 23rd Street
New York, N.Y. 10011

Dear Mr. Cole:

It was supposed to be a surprize!! Of course we could not let the 12th of July go by without some sort of party for our oldest and most distinguished member. I had already written to Mr. Jones to see if he would come up again to help us celebrate the great day with you. So you have no need to hesitate asking him up. We will all be very glad to see him and to show him the newly painted gallery which his generous donation financed. The 1903 costume sounds like a splended idea in this bi-centennial year and I am sure that the Lyme Historical Society would like to have it aftrewards. It should be another festive occasion for all of us.

Are you coming up to Lyme soon? If not I would very much like to come to see you next time I am in New York to explain to you what we have done and are doing for teh New Lyme Academy of Fine Arts which will rent space in the lower floor of the gallery. It is the solution to the financial problems the Art Association has been experiencing and will also serve to further the cause of fine traditional art by teaching it as it should be taught but has not been taught for years. I feel sure you will be a exceited about it as I am when I have had a chance to explain it. I will be in New York next Friday afternoon June 11th and again on Wednesday June 16th. I will try to phone you at the hotel on the 11th unless I get in too late. If you plan to be up here soon it would be easier to talk here but if not I will try to come to you in New York.

We are looking forward to a great day on the 12th July!

Sincerely yours

XXXXXXXXXX

June 6th, 1976

Alphonse P. Cole
Hotel Chelsea
222 West 13th Street
New York, N.Y. 10011

Dear Mr. Cole:

It was supposed to be a surprise! Of course we could not for the 13th of July go by without some sort of party for our oldest and most distinguished member. I had already written to Mr. Jones to see if he would come up again to help us celebrate the great day with you. So you have no need to hesitate asking him up. We will all be very glad to see him and to show him the newly named gallery which his generous donation financed. The 1903 costume parade like a splendid idea in this 51-centennial year and I am sure that the same Historical Society would like to have it afterwards. It should be another festive occasion for all of us.

Are you coming up to have some? If not I would very much like to come to see you next time I am in New York to explain to you what we have done and are doing for the New York Academy of Fine Arts which will rent space in the lower floor of the gallery. It is the solution to the financial problem the Art Association has been experimenting and will also serve to further the cause of fine traditional art by teaching it as it should be taught and has not been taught for years. I feel sure you will be a excellent about it as I am when I have had a chance to explain it. I will be in New York next Friday afternoon June 11th and again on Wednesday June 16th. I will try to phone you at the hotel on the 11th unless I am in too late. If you plan to be up here soon it would be easier to talk here but if not I will try to come to you in New York.

We are looking forward to a great day on the 13th July!

Sincerely yours



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)

June 19th, 1976

Dear Henry:

Enclosed are the replies to the lease approval to date. We now have enough approvals from each group to proceed with signing the lease, I believe. It has to be subject to approval of the necessary Town and State bodies naturally. It now seems that the State also has to approve the plans since it is a school - unless one that is not accredited can get by with only Town approval. Anyway whatever is necessary must be acquired before it would become valid.

I am now on the Executive Committee^(Academy) and we have a meeting on Tuesday to draw together the prospectus. I have worked up a suggested budget with costs of teaching, administration and overhead balanced against expected income from tuition, dues and the MacCurdy-Salisbury grant. I also have a tentative schedule for fund raising which would call for \$60,000 to be raised locally (including the MacSal grant). This would be enough to do all of the presently planned construction work including a parking lot. The fund raising program. I have suggested also calls for a \$100,000 grant from somewhere - either state, federal or private foundation - which would get us through the first year of operation and allow us to build an extra classroom which would be an asset as it too would be skylighted and will be needed eventually for sculpture. If built now it would save extra insulation and foundation work on one wall which would then become an interior wall instead of an exterior one. The feeling of the group is that any grant less than \$100,000 would be laughed at by a private foundation! If we got the whole amount it would keep us in the black for a full year until we had enough students to carry the expenses.

Thank you for your clippings about the availability of state and federal funds for the arts. I am well aware of them but Nancy Hanks who heads the federal section and Keller who heads the state section are dedicated to abstract, avant guard and cannot see or accept traditional! So far all this money has gone for this type of art or into the performing rather than the visual arts. It doesn't mean we shouldn't try - and we will.

Oh dear! This is turning into another long letter for the archives! It takes me time to write a short one so I am apt to ramble on as I think.....

(LAA)

You should have received the prospectus[^] by now. Would you like me to drive up to get your painting? If you have the lease ready I could bring that down for the officers to look over prior to signing. It would save you a trip down and you have had so many on our account.

If you would then like to come down for the opening I would like for you and Barbara to try the new Old Lyme Inn which says it has "French Cuisine". It is now open. I cant ask you on the Monday^{28th} which is delivery day as I have to be at the gallery most of the morning and at 1: for a meeting and jurying. We dont get through until four or later as a rule. But I would have time for lunch at least the day of the opening reception^{3rd} if you would both like to come then. There will be a lot going on in town that day I believe and I dont even know if we will have anyone at our reception as there is a big affair at the school that afternoon for everyone, sponsored I believe by the Republican Town Committee. The Fourth we will have all kinds of parades and on the 9th quite an ambitious pageant which should be fun. It is directed by a man from the Eugene O'Neil Theater with local talent??? and will be held in front of the new Country Duffer Store on Lyme Street. So if you cant come to the opening but still want to see the show would you have lunch with me at the Old Lyme Inn on the 9th instead?

(Academy)

Was there anything besides the prospectus[^] that you wanted me to get for you? I was so tired the night we spoke that I could easily have forgotten something. If I have please let me know.

All the best to you and Barbara,

Sincerely yours



Encls.

Dr. Henry L. Shepherd
6 King Arthur's Way #8
Newington, Ct. 06111

Pruned inserts identifying my various hats!

XXXXXXXXXXXX

June 22nd, 1976

Mr. Sam Jones, President
Berkley Machine Works and Foundry, Inc.
Norfolk, VA. 23523

Dear Mr. Jones:

Following our conversation just now I talked with Mrs. Riote in New York. She says that Orlando Cole and other friends and relatives would find it easier to attend the birthday party for Alphaeus if it was held on Sunday, July 11th instead of on his actual birthday on the 12th, so we have changed the plans. The party will now be definitely on the 11th from 3-5 P.M.

Perhaps this change in plans will make it easier for you to attend. We hope so as I know how much Alphaeus thinks of you and you made the occasion very festive last year. This will probably be the last one we can hold for him as he has failed quite a bit this year and another year it could be too much for him if we are fortunate enough to have him with us. He is such a fine painter and person that I hope even if he cant be with us another year that we can still give him the honor that is his due by remembering him.

I do hope you will be able to arrange your plans so that you can join us but even if you cant be there we will ring your bell as we have done at each official occasion at the gallery since you presented us with is last year.

With all good wishes and hoping to have the pleasure of seeing you again this year,

Sincerely yours

P.S. We now have a very good restaurant with french cooking right across from the Gallery. If you can come I hope you will be my guest for dinner after the party or the night before if you come up on Saturday. Alphaeus might be too tired Sunday after the party and I want him to be with us too of course.

XXXXXX

June 22nd, 1976

Mr. Sam Jones, President
Berkeley Machine Works and Foundry, Inc.
Norfolk, VA. 23523

Dear Mr. Jones:

Following our conversation just now I called with
Mrs. Rice in New York. She says that Orlando Cole
and other friends and relatives would like to see
so attend the birthday party for Alphonse if it was
held on Sunday, July 1st instead of on the actual
birthday on the 15th, so we have changed the plans.
The party will now be definitely on the 1st from
3-5 P.M.

Perhaps this change in plans will make it easier for
you to attend. We hope so as I know how much Alphonse
likes of you and you made the occasion very festive
last year. This will probably be the last one we can
hold for him as he has failed quite a bit this year
and another year it could be too much for him if we
are fortunate enough to have him with us. He is such
a fine painter and person that I hope even if he can't
be with us another year that we can still give him the
honor that is his due by remembering him.

I do hope you will be able to attend your plans as that
you can join us but even if you can't be there we will
miss your help as we have done at each official occasion
of the gallery since you presented us with it last year.

With all good wishes and hoping to have the pleasure of
seeing you again this year,

Sincerely yours

P.S. We now have a very good restaurant with French cooking
right across from the gallery. If you can come I hope you
will be my guest for dinner after the party on the night
before if you come up on Saturday. Alphonse might be
too tired Sunday after the party and I want him to be
with us too of course.

E. Gordon Chaddler
XXXXXXXXXX

June 22nd, 1976

William Shiland, Atty,
39th Floor
600 Third Ave,
New York, N.Y. 10016

Dear Mr. Shiland:

It was a pleasure to talk with you just now and I am happy to send you the Constitution and By-laws of the Lyme Art Association as well as preliminary information concerning the new Lyme Academy of Fine Arts, Inc. Both organizations are worthwhile and both have the same end - to further the cause of fine traditional art.

As you no doubt know the Lyme Art Association has kept alive the flame of representational art through the many years past when art became more and more abstract and meaningless. Now we feel it has reached a dead end and can go no further. For art to progress as it must and should we must go back to teaching the basic fundamentals of traditional art so that we will have a new generation of artists properly trained. For this reason the Lyme Art Association is very much in favor of the new Academy.

In this day of rising costs both are naturally grateful for any bequests and both organizations would use any such bequests only to further the cause of fine art based on traditional values. As I explained over the phone however the Lyme Academy of Fine Arts, Inc. is a tax exempt organization under the Internal Revenue's Code 501-c-3 whereas the Lyme Art Association while being non-profit and meeting the requirements of the code in every other way is not eligible because members work is sold at the exhibitions. The Lyme Academy of Fine Arts is leasing the Lyme Art Association's building for winter months and part - the lower portion on a year 'round basis will also be used by them. If you or your client have any questions concerning either organization I will be glad to answer them.

The Attorney for both the new Academy and the Lyme Art Assn. is Dr. Henry L. Shepherd, 6 King Arthur's Way #8, Newington, Ct. 06111, phone: 203-666-9686, in case you or your client wish to talk with him. Dr. Shepherd is a retired tax attorney

and has graciously offered to help both organizations as his contribution to the fine arts. Any legal questions concerning the two organizations should be addressed to him.

Please thank you client for his interest in the Lyme Art Association. Whether he decides to favor us with a bequest or not we all deeply appreciate his interest and thought of our organization.

Sincerely yours

Encls.

P.S. Prospectus of the new Academy will be sent to you in a week or two when the final version has been typed up.

and the Prospectus will be sent to you soon

Copy



E. Gordon Chandler

~~EDWIN MAINARD~~
President

THE LYME ART ASSOCIATION

OLD LYME, CONNECTICUT 06371

BOX 222

June 24, 1976

Dear ~~Mr.~~ Shiland:

Somehow the enclosed was omitted from the letter I sent you. It does not include the latest amendments which were intended to bring the Lyme Art Association in line with Section 501 -c-(3) of the code. As soon as I can get a copy of those amendments I will send them to you. However they were not sufficient for the Association to be approved as a tax exempt organization by IRS, as explained in my letter, because of our sale of members' work at our shows.

Sincerely yours

E. Gordon Chandler

- II I am surprised rent not paid more in advance
But there must be a good reason for this arrangement
- III "date hereof" - what date? last sentence unclear to me
- IV Does that policy include any more than damage to building? namely damage to paintings? or the like etc.
- V "owner responsible for maintenance of exterior" would that include blown off shingles, rotting timbers, termite damage? Somebody may well be faced with this immediately.

Jessie A. Mayer.

Just questions that occur as I study lease - wish
someone could clear them up.

I have compared with the one in the
the other is a good reason for the change

"the staff" - which is a last century

VI The first change in the one now in the
the other is a good reason for the change

VI "the staff" - which is a last century
the other is a good reason for the change

Page 10

from the first to the last

the other is a good reason for the change

Thanks for the Backing info - I will get together enough Teachers to start
An impressive background



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)

June 24th, 1976

Dear Jessie:

To answer your questions re: lease----

Re: II

1- The Lyme Academy of Fine Arts will be putting something in the neighborhood of \$60,000 to \$75,000 in construction, alterations and improvements during the first year of its existence. This sum will have to be raised by public subscription. It did not seem fair to ask them at the same time to pay the \$2,000 rent when they will not be in full operation for the greater part of the year and will have only limited tuition coming in. All the first year's Associate member's dues which will eventually go toward the rent will be used for the necessary construction and remodeling. Therefore instead of having the rent paid in advance as is usual it is paid at the end of the year. Actually what has been done is to give the Academy what is tantamount to the first year's rent free to enable them to put all available funds into the construction costs.

Re: III

2- "date hereof" refers to the Septic system which has already been completed for the Academy's account even though the lease is not yet signed. This just OKs that advance work.

Re: V

3- The insurance policy clearly states states that theft and vandalism would be included in the Academy's policy. However I do not think the policy would include loss or theft of paintings on exhibition in the Lyme Art Associations shows. I think we should insure those ourselves. We do not now do so and with the Academy paying for the bulk of the insurance we would be able to insure for the actual show. If a theft of painting occurred by a breakin through the Academy we would no doubt then come under their policy otherwise I think not and we should have our own supplemental insurance for the paintings shown. Of course each artist waives any claim for loss or damage when he sends in his paintings but I still think we should insure to some extent, not to exceed the listed price however.

Re: VI:

4- Yes we would be responsible for replacing blown off or rotted shingles, timbers, termite damage etc IF ON THE OUTSIDE. Actually if the gallery was going to have termites it would have had them long ago as so much of the wood is in direct contact with the ground. Some of it (exterior) is showing signs of damp rot but it is all in locations where the Academy will be doing extensive alterations and some of the now exterior wall will become interior when the new classrooms are built. These new walls will all be completely insulated and the Goodman Gallery which will become a Lecture Hall in the winter season and hence Academy's responsibility, will be fully insulated.

reference

An returning the lease the date and your comments. Keep it for further

The only parts where the Art Association will have major repairs in the near future would be the south wall where shingles on the South gallery are in bad repair. The other two sides of the north and south galleries don't need attention right away. I would advise using our first rent money to replace the south gallery shingles and insulate that wall. Actually as the lower part of the wall forms a wall of the school's third classroom it will probably be done at the same time as the rest of the work with the Association picking up the tab just for the shingles.

It should be kept in mind when we agree to maintain the exterior walls that the Academy is doing an awful lot to put the building back into repair as well as making lasting improvements. It will be putting in heat for the whole building as it is impossible to leave out the two front galleries. They will automatically get heat as heat rises and would come up without any extra costs of operation. I find my upstairs costs no more to heat than the downstairs alone. The air just goes up there. We would only have to pay for heat if we keep the front galleries open over weekends and vacations when the Academy would be closed and the thermostats shut back. There would still be enough heat coming up to take the chill off the front galleries and keep any water from freezing.

The Academy will also be airconditioning the building including the Center and Goodman galleries although if we used the air-conditioning in summer we should pay for part of its cost of operation. It would not be a large matter with the unit already installed and would just be a matter of extra electricity to run it which would be reflected in our separate meter. The same goes for the two front galleries. With the building fully insulated there would be less need for air conditioning anyway.

The Academy will have to repaint the interior for us fairly regularly as the use of it during the winter months is bound to make repainting of the Center and Goodman Galleries necessary almost every year, I should think - maybe not if they don't hurt the paint. But when it has to be done the Academy would do it. We would only have the two front galleries to keep painted.

It is probable that the two (Center and Goodman) Galleries will have the wall coverings replaced with fire proof covering by the Academy if this is required by the State code. This would only leave the front galleries for us to take care of. Of course ALL the present fire violations will be corrected by the Academy in the course of their work except for the front door which will have to be reversed to open out. The others will all be done automatically as part of the Academy's building work.

The entire electric system for the building will be brought up to standard by the Academy and the Association will profit from it. The Academy will dig - or drill - the necessary well as it has already put in the necessary sewage system.

There are a lot more pluses I am sure I have forgotten but you see we really are getting a lot plus \$2,000 and inflation clause each year (after the first) to take care of what else is needed.

I'll bring your points up at the next meeting if any event and answer them again in case anyone else has reservations. Having received majority approval of the lease so far and no reservations until yours from the Association's side the lease is now typed ready to sign but I won't sign it before the meeting on the 28th. The reservation from the Trustees for the Academy was that one member wanted five years free rent!!! to help them pay for all they are putting into the building!!! They feel - or some do at least - that the lease is ALL in favor of the Art Assn! which actually it is.

BERKLEY MACHINE WORKS & FOUNDRY CO., INC.
NORFOLK, VIRGINIA 23523

OFFICE OF THE PRESIDENT

June 28, 1976

Mrs. Elisabeth Gordon Chandler,
President
The Lyme Art Association
Old Lyme, Connecticut 06371

Dear Elisabeth:

This acknowledges your letter of June 22, 1976. I note you have changed Mr. Cole's 100th birthday celebration from July 12 to July 11 which is on Sunday.

2 → I am just heartbroken that I can't attend, but it is just impossible and there is nothing I can do about it.

I just had a letter from a friend of Alphaeus', Ms. Ursula Riotte, stating that Alphaeus went to Lyme, returned to New York, and now should be back in Lyme.

I haven't heard from Alphaeus in two or three weeks. The last time I heard from him, he was feeling a little feeble.

3 → I am enclosing a check in the amount of \$1,000 made to Lyme Academy of Fine Arts, Inc. in honor of Alphaeus Cole's 100th birthday.

1 → I do hope that Alphaeus' health is such that he will enjoy the 100th birthday celebration for he is one of the great artist and great individuals I have ever known. I am looking forward this summer to visiting with him.

I am enclosing a letter for Alphaeus as I do not know how to reach him at this time other than through the Lyme Art Association. Please see that he gets the letter.

Love to everybody,


Sam Jones

SJ/mj

Enclosures

cc: Alphaeus Cole
Ursula Riotte



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371
Phone: 434-2890 (Code 203)

July 5th, 1976

Dear Henry:

Academy Hat.

Spent the whole morning working with the Executive Committee and things are beginning to take shape. I enclose ~~a~~ drafts of the proposed Prospectus and letter to Connecticut Commission on the Arts. Please let me know if they are all right or what changes you would like made.

✓ We have worked out a curriculum for the first semester. In fact we have worked one out for the first ~~two~~ years! They are subject to change of course but it had to be done so we could be sure we could accomodate 60 students and teach all the courses we plan in the proposed space. We can!

For the first semester we dont expect too many students but have started with plans for from 10 to 20. Could not very well accomodate more until the lower floor is completed but as the Lyme Art Association approved the use of the two upper Galleries as painting classrooms if we arrange to cover the walls and floors they will enable us to start with this number.

✓ The course for the first year will be five mornings a week figure drawing and ^{oil} painting - Beginners Class with Brackman. That will be in the Goodman Gallery. In the afternoons we will have Tosca Olinsky teaching still life (mixed media and acrylics), (2 afternoons); Jessie Mayer, watercolor landscape (1 Afternoon); Harold Goodwin, Anatomy (1 Afternoon) - or if we can get him Robert Beverly Hale from the Art Students League in N.Y. - and Art History (1 afternoon a week) Teacher not yet selected. Tosca's class will include color theory, unless I can get someone up for that once a month which is a distinct possibility. This should start the students out on the right course.

I am also enclosing a very poor photocopy of Brackman's Bio. from Who's Who in American Art 1966 (the only copy I have here as the others and more recent ones are in new York.) It is printed in the fold and doesn't photocopy well. If you cant read it let me know and I'll type it off.

(4 years)
Tosca is also N.A. and a graduate of the National Academy School of Design (N.Y.); was a substitute teacher at the Art Student's League (Children's Class) and taught adult classes in Essex and at the Old Lyme Art Center. She is a member of the Audubon Artists and Allied Artists of America in addition to the National Accademy of Design and is a Life Member of the American Watercolor Society. I dont have Harold Goodwin's qualifications yet but will get them.

Returned, filled out,
to ESC with
letter to file
w/ P.O.

I am enclosing an application from the Post Office for Educational mailing rate which we ^{will} need when we start sending out letters for funds. The letter for that will be based on the prospectus with an additional paragraph asking the recipient to join. This is primarily for Associate Membership and up to \$100 donations. Anything above that will entail a personal visit and presentation.

Between Queen Anne, the tall ships and the Academy my own affairs have had to be put aside. I will send you a thumbnail sketch of the "characters" mentioned in my will and trusts so that you will know who and what they are and why they are in there. Then I will try to sort together what I want to accomplish and come up to see you. I do need guidance in this rewrite which as you can see from the present copies is not an easy affair. Circumstances have changed and it must be rewritten before too long.

Let me know if there is anything else you need for the applications we have to make now.

LAA Hat

If you and Barbara are free next Sunday (the 11th) we are having a birthday party for Alpheus Cole's 100th! He is going to wear the suit he was married in in 1903!!! and we will present the \$1000 check ^{from Jones} to the Academy in his honor at that time. We will also name the Center Gallery the Alpheus P. Cole Gallery in ^{honor} of his 100th birthday. If I think TV wont make things too hot and uncomfortable for him I will try to get CBS or ABC to cover the party. The press will be there. Sam Cole, our patron may or may not be able to come but if he does he is quite a character and you and Barbara might be amused. If you do come and would like to, how about lunching with me at the Old Lyme Inn. I think they have their Sunday dinners at noon. The party will be from 3-5 so as long as I get there by 2:30 I will be able to do what has to be done. If you prefer dinner afterwards and want to join Sam Jones et al I have asked them IF he comes. I suspect Alpheus Cole will be too tired but who knows. He is amazing. Jones is a character and you might or might not want a whole dinner party with him but I leave that to you and Barbara. You will know what I mean if you meet him. He may not be able to come.

All the best to you both,

Sincerely yours

Elisabeth

P.S. Put down the 28th of August (evening) for the Beaux Arts Ball at the Gallery! It is a Saturday.

BERKLEY MACHINE WORKS & FOUNDRY CO., INC.
NORFOLK, VIRGINIA 23523

OFFICE OF THE PRESIDENT

July 6, 1976

Ms. E. Gordon Chandler
The Lyme Art Association - Box 222
Old Lyme, Connecticut 06371

Dear Elizabeth:

This acknowledges your letter of June 30, 1976, and I note everything you have to say with much interest.

The plaque you are going to have made as mentioned in your letter, I think is all right, and I would like to pay for this in further honor of Alphaeus' 100th birthday, so when you find out how much it is going to cost, let me know and I will send you a check to cover same.

I had a letter from Alphaeus this morning. He started off by typing the first paragraph, and writing the rest of the letter by hand. He says it tires him to use the typewriter.

④ → Not only is Alphaeus a great artist, he is a great individual. I have a number of paintings by Alphaeus, and I think one of the most outstanding is a self-portrait of Alphaeus holding a bottle of wine and a glass of wine above his head, and the reason they gave him the first place on this painting was because he has never touched a strong drink in his life.


⑤ → Elizabeth, I am just heartbroken that I can't be there to attend Alphaeus' birthday party. It is not that I am too busy, but that day is a day when I just cannot be away.

I had a letter from Doris Shaw this morning saying she visits with Alphaeus occasionally, and had him to dinner one night. Doris has been a good friend to Alphaeus and has been very helpful to him.

Alphaeus didn't say in his letter if he had anyone living with him or not. Of course, he should not be out in the country by himself. Anyway, Doris says that he walks to her house occasionally. That is just determination to keep going. I do hope he will hold up through his celebration. Please let me hear from you after the party telling me all about it.

With kindest regards to everyone at the Lyme Art Association, I am

Most sincerely,


Sam Jones

SJ/mj

LYME ACADEMY OF FINE ARTS, INC.
P.O. Box 261
Old Lyme, Connecticut 06371

July , 1976

Mr. Anthony S. Keller, Executive Director
The Connecticut Commission on the Arts
340 Capitol Avenue,
Hartford, Connecticut 06106

Dear Mr. Keller:

We would like to request a matching grant of \$5000 for the Lyme Academy of Fine Arts under your "Category A, Ongoing Programs". We already have accepted a proffered \$5000 matching grant from the MacCurdy-Salisbury Educational Foundation to help defray remodeling expenses. The matching funds will be raised locally under a program already organized to generate \$60,000. in Old Lyme and adjacent communities.

The Lyme Academy of Fine Arts, Inc. was incorporated under the laws of the State of Connecticut on March 30, 1976 for stated purposes as follows:

a) "to establish and to conduct an academy for the instruction and thorough grounding of students in the fundamental, basic techniques, principles and traditions of the fine arts; to encourage and develop artistic talent, ability and creativity; and to promote and inculcate in said students sound technical knowledge, excellence of performance and powers of communication; b) to bring the principles, history, significance and meaning of the fine arts to public attention..... No part of the activities of the academy shall be the carrying on of propaganda or otherwise attempting to influence legislation, and the academy shall not engage in any political activities".

Classes are expected to commence in the fall of 1976 and to continue with a set curriculum for a two to four year course for high school graduates or older in premises leased from the Lyme Art Association in Old Lyme, Connecticut. The leased premises will consist of six classrooms, offices and facilities with additional space available for future expansion. Remodelling and renovation costs, together with equipment and start-up expenses are estimated to be \$125,000. The operating budget for the academic year 1976-1977 is set at \$69,500. of which we estimate \$44,000 will be covered by tuition fees, leaving an operating deficit for the first year of \$25,500. Operating expenses of subsequent years will be fully covered by tuition and membership fees.



ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371

Phone: 434-2890 (Code 203)

July 13, 1976

Dear Sam:

Everything went well on Sunday for the celebration for Alphaeus. There was only one thing that was missing and that was you! We did miss you very much indeed but I did my best to make you a part of the ceremony anyway.

We started out with our newest member in costume of 1776 ringing your bell through all the galleries to announce the beginning of the occasion. He called out "Hear Ye! Hear Ye! The celebration of the 100th Birthday of Alphaeus P. Cole is about to begin". The bell sounded great!

Then Orlando Cole, Timothy Cole, David Cole and his wife Carole played the wedding march as I escorted Alphaeus in. He was wearing the suit he was married in in 1903. As he approached the end of the gallery where several of his pictures are hanging he saw the painting he had done of his wife and almost broke down - He was quite emotional and said she was the one it was all about. When he had control of himself and the applause had ceased I made a few remarks.

As near as I can remember I said that "last Sunday we celebrated the Nation's 200th birthday and today, one week later, we were here to celebrate our distinguished artist member's 100th birthday". I explained that the bell that was rung to begin the ceremony was made in the same foundry as the Liberty bell and was a gift to the Art Association by you in honor of Alphaeus 99th birthday last year and is now rung on all special ceremonious occasions. I then said that you were made an Honorary Patron of the Lyme Art Association in appreciation of your support last year and that had you been able to attend we would have presented you with the framed parchment certificate which I held up. That as you were unable to be there we would mail it to you (and will). I then read your tribute to Alphaeus in excerpts from your two recent letters.

Then I read the part in your letter where you were giving a check for \$1000 to the new Lyme Academy of Fine Arts in honor of Alphaeus 100th birthday. The President and Treasurer of the new Academy received it. I then said the the Academy would be housed in the lower floor of the gallery and that it would teach art as it was taught when Alphaeus Cole was a student. That kind of complete art instruction is almost non-existent today.

We then unveiled a bust of Alphaeus by Rene Chapchak. After

which I announced that the gallery in which we were standing was to be named the Alphaeus P. Cole Gallery in his honor as the 100th birthday present from his fellow members of the Lyme Art Association.

Following the dedication of the gallery to him and reading of the inscription on the bronze plaque to be the birthday cake was brought in and we all sang him happy birthday. He then blew out the candle with a good strong breath and we had an intermission while everyone enjoyed the cake and punch and Alphaeus had a chance to rest a bit.

After that Alphaeus' nephews performed with a brief recital which was enjoyed by all. At the end of the recital everyone came up to shake his hand while the photographers were busy taking many pictures. It is in all the local papers as well as the photocopy I am sending you from the Hartford Courant. We tried to get it on the AP and UPS but am not sure it made it. Your publicity last year was better with the TV coverage. I was tempted to get TV here again this year but Alphaeus seemed to have failed a good deal when he first came up here and I was afraid the hot lights and commotion together with all the wires on the floors, over which he could trip and hurt himself, might be too much for him. So I didn't ask them to come this year. Actually he is in better shape now than when he arrived.

You ask if he is alone. Yes, he is and it is a great worry to all of us. Doris Shaw has a woman who would come in and fix his dinner and stay the night but he doesn't want her. He says his relative? Michael is coming up this week to stay all summer. I think he will be up in a few days but I don't think he is that reliable and probably will be going back to New York to see his girl friend quite frequently. He drove him up and just left him alone which I don't think was right at all. He is having a phone put in the kitchen with some sort of arrangement so he can hear the bell. That will help us keep in touch with him but he is very far away up there and Doris can't get down the road all the time to check on him. He should have a responsible person living there this summer. Maybe you can persuade him if Michael doesn't stay. I will check on his arrival and try to talk with him and learn what he plans to do. Michael is a nice boy but these young people just don't realize what it means to be 100 years old and the things that can happen if one is alone at that age. As I said we are all very worried about him.

However he is fine now and is starting to paint again which is splendid.

Again my thanks for all you do and have done for the Lyme Art Association and the new Academy. I'll look forward to seeing you when you can come up later this summer. We missed you at the party but we understood.

Sincerely yours





ELISABETH GORDON CHANDLER

STUDIO:

Mill Pond Lane, Old Lyme, Conn. 06371

Phone: 434-2890 (Code 203)

July 18th, 1976

Dear Henry:

My face is very red! I told you I had sent you the enclosed check --- then found I had put it aside to give you if you came down to Alphaeus Cole's birthday party. Then I found it again just before you came down last Friday and had it in the folder with my papers to give to you then ----but--- oh well that is what happens to me. The result of too many hats right now and too much to do. Anyway better late than never. I enclose my check for the whole amount herewith and will collect from both LAA and LAFA for their respective shares.

You said you are holding the copy of LAFA certificate for filing with IRS application which is fine. I don't have a copy which is complete enough to enclose with the postal application however. The only photocopies of the certificate I have are signed but not dated. As I remember I dated them at the P.O. just before mailing them after you had returned them to us. There was some need for urgency which I don't now quite recall but for some reason I had to complete them and get them in the mail the same day. So my photocopies are not dated nor is the page with original Trustees accurate. It has the correction of LaCourciere's name in pen only and a "G." inserted between Robert and Shanklin. Probably we should have a certified copy to keep and I should have one to send to the P.O. with the form. So I enclose an additional \$14.69 which should cover the copies and the postage to send them to me. I don't know how to get them or I wouldn't bother you yet again but I hope they will send them direct and save you the trouble.

The August members show is shaping up very well and we should have quite a good and rare exhibition of works by early Lyme artists for our 75th anniversary. (LAA hat).

I'm looking into the possibility of getting a private studio somewhere in the area where Brackman can teach the first semester while the work is going on. That should keep him busy. We have over a dozen applicants who want to study and that is without really getting the word around that he will teach. So we will be turning students away at the start!

So good to see you both Friday. I wish you lived closer. I know what a long drive down it is and you are good to come as often as you do.

Don't worry about your paintings and the one you bought. I'll sign for them and take care of them until you get down again.

No more room - no more time!!!

Elizabeth

ELSC -
For the
Academy Archives
JH

HLS sent
2 Kenot
copies
7/22/76
+ returned EGC's
check

Date July 20, 1976

APPEAL OF ZONING REGULATIONS OF THE ZONING BOARD OF APPEALS,
OLD LYME, CONNECTICUT

1. I (we) hereby appeal to the Zoning Board of Appeals from the decision of the Building Inspector whereby the Building Inspector did _____ grant an application to:

<input checked="" type="checkbox"/> use <input type="checkbox"/> erect <input checked="" type="checkbox"/> alter <input checked="" type="checkbox"/> add to <input type="checkbox"/> occupy	<input type="checkbox"/> land only <input checked="" type="checkbox"/> structure or Building	For use as _____ family residence accessory building business industry <input checked="" type="checkbox"/> Art School
---	--	--
2. Appeal is requested for Variance/Special Exception to Section and Paragraph 4.1.7.1 & 13.1.30 allow alterations and additions to the Lyme Art Association's Gallery on Lyme Street for the purpose of conducting an Art School in parts of the Gallery when not in use for exhibitions.
3. Location of Affected Premises: Zone R-40 Area of Lot 2.45 Acres
Section of Town Lyme Street Subdivision Map No. 44
Lot No. 14 Cottage Name or Number _____ located on
the _____ side of _____ Street _____ feet distant
from intersection Route 51 with Lyme Street.
4. OWNER Lyme Art Association, Inc. Mailing Address P.O. Box 222
Appellant E. Gordon Chandler, Pres. Mailing Address Mill Pond Lane Old Lyme
Agt/Contractor to be determined Mailing Address _____
5. Previous Appeals made concerning this Property: Application No. _____
Date None to date Decision _____
6. Dimensions, Area or Use Not Meeting Regulations: Use Adult Art School
Yard Dimensions _____ Heights 40ft Area _____ Frontage 400 ft.
Family Units _____ Other _____
7. Variance or Special Exception is requested to Sections 4.1.7.1 and 13.1.30 because strict application of the Regulations would produce undue hardship for the following reasons without a special exception the Lyme Art Association would not be able to lease its premises to the Lyme Academy of Fine Arts, Inc. The new Lyme Academy will be an asset to the Town of Old Lyme and to the future of the Fine Arts. The Lyme area was the first country art center in the U.S. The Academy will continue the art heritage of the Town and bring additional cultural activities and opportunities to its residents. The proposed location is the only available, suitable site for the new Academy.
8. Existing Land Coverage: 4377 sq. ft.

9. All owners whose property bounds upon any portion of the Subject property including adjoining property and property directly across the street:

Name Estate of Shirley Saubders Address Boston Post Road, Old Lyme, CT.

Map No. 44 Lot No. 13

Name Kenneth D. and Diane A. Address Joshuatown Road, Lyme, Ct, 06371

Map No. 44 Milne Lot No. 15

Name J & Y Corp. Address 324 Glenwood Ave, New London CT

Map No. 44 Lot No. 15 B 06320

Name Estate of Calvin Feegel Address 15 Forest Hills Lane, W. Hartford

Map No. 44 Lot No. 16 CT. 06117

Name Lyme Historical Society, Inc Address c/o Mr. Daniel Woodhead, Pres.

Map No. 44 Lot No. 19 Ferry Road, Old Lyme, Ct.

Name Helen B. Uebelacker Address Boston Post Road, Old Lyme, CT.

Map No. 44 Lot No. 20

Name Address

Map No. Lot No.

Name Address

Map No. Lot No.

This appeal will be subject to review by the Town Sanitarian.

I certify that I have read the above and that the above statements are true and accurately describe the conditions being appealed:

Applicant's Signature *Therese Gordon Chandler*

Agents Signature *PRESIDENT*

The granting of this appeal is in keeping with Section 19-13-B 1 (d) of the Public Health Code of the State of Connecticut, and will in no way allow the creation or maintenance of any sewage nuisance.

Date Signed

(Town Health Officer)

Dear Elisabeth -

Enclosed are:

- (1) Biographical materials. (I made notes.)
- (2) Your check, voided. (See (3).)
- (3) Two photocopy-sets of Academy Cert. of inc.
(These will suffice for Post Office, &
the minute book. I'm keeping the
certified copy for I.R.S.)

Please ask Tosca to sign & date the
certifications Barbara & I wrote on these sets.

We enjoyed lunch at the Old Lyme Inn,
and thank you for it, & your Company!
Later on ^(Tuesday) we visited the Essex Art
Gallery to see a very nice exhibition,
including works by Gil-Robert, Hanniford,
Mayer, Babcock, Whitson, inter alia.

Take care of yourself.

Affectionately,

Henry -

22 July 1976.

HENRY L. SHEPHERD
LEGAL CONSULTANT

[Faint, illegible handwritten text, likely bleed-through from the reverse side of the page.]

SUGGESTED TERMS OF LEASE BETWEEN LYME ART ASSOCIATION
AND LYME ACADEMY OF FINE ARTS

- 1- Lyme Art Association will lease to Lyme Academy of Fine Arts all present facilities and space in the Lyme Art Gallery for use for its educational purposes in accordance with its Articles of Incorporation, with the following exception:
The four upper art galleries shall be reserved for the exclusive use of the Lyme Art Assn. and its assigns for the period from May 15th to September 15th of each year during the term of the lease and any subsequent extensions.
- 2- LAFA may make such alterations, additions and/or capital improvements to the premises as are needed for its purpose, provided it receives prior written approval of LAA Executive Committee. LAA reserves the right to demand discharge of any contractor or employee of LAFA who, in the opinion of the Executive Committee of LAA, is doing unsatisfactory work or in any way permanently damaging the premises. If LAFA does not agree it must show cause why such work will not permanently damage the premises and/or correct the condition, restoring it forthwith.

Any work involving noise or mess on or about the premises shall be done between ~~Sept.~~ May 15th and May 15th in any one year during the term of the lease or any subsequent leases and any damage to the premises and/or the four present galleries shall be repaired by the next May 15th, returning the four galleries and lawns to LAA in good condition by that date.
- 3- LAFA will make no unnecessary or objectionable noise in its own operation during the period between May 15th and Sept. 15th during which the four upper galleries are reserved for the exclusive use of LAA or its assigns for exhibitions of art work or other cultural events.
- 4- LAFA shall pay all utilities during the period of the lease and for the premises leased and shall undertake maintenance of the grounds at its own expenses, except from May 15th to Sept. 15th when the front lawns shall be maintained by LAA. LAFA shall maintain full insurance on the premises at all times.

- 5- Annual rent for the premises as outlined in pp11 above shall be \$10,000 per year* for 10 years except that \$9,000 * will be deducted for each \$9,000 * expended by LAFA for capital improvements and/or alterations or major repairs to the property undertaken by LAFA with LAA approval as in pp 2 above. Amounts in excess of \$9,000 * expended by LAFA for such improvements or repairs in any one year shall be deducted from the next year's rent but in no event shall the net rent be less than \$1,000 per year*. In case of inflation in excess of ____% as determined by the Cost of Living Index, the amounts of rent and deductions for improvements shall be increased accordingly. In any year during which no improvements are undertaken by LAFA and after all past years' expenses have been deducted from the rent, the annual rental shall be \$2,000 per year with inflation clause as above. .../... or... LAA will donate any excess of rent over and above \$2,000 to LAFA for its operations, with inflation clause as above.
- * If only the ground (basement) floor is used by LAFA rent would be \$6,000 per year with \$5,000 deducted for amounts expended by LAFA as above.
- 6- Any and all capital improvements, alterations or additions made by LAFA shall be the property of LAA and in case of dissolution of LAFA before termination of this lease or any extension thereof, LAA reserves the right to extend or refuse a similar lease agreement with its successors or assigns.
- 7- In the event of dissolution of LAA, this lease shall be binding on all its beneficiaries and assigns.
- 8- The lease may be renewed indefinitely by mutual agreement of the two organizations.

LEASE

This agreement is made as of July 22nd, 1976 by and between The Lyme Art Association, Incorporated ("Owner") and Lyme Academy of Fine Arts, Inc. ("Tenant"), both of Old Lyme, Connecticut, on the following conditions:

I. Premises and Term. Owner hereby leases to Tenant for the term of ten years from the above date, the entire basement area (except for a storage closet of reasonable size) in the building it owns on Lyme Street in said Old Lyme, together with access thereto and reasonable use of the grounds in common with Owner, who hereby grants Tenant the right at its option, exercisable upon six months' written notice, to renew and extend this lease of said basement for an additional term of ten years upon the same conditions as herein provided. For the period commencing September 16, 1976 and ending May 15, 1977, the Owner hereby offers for lease to Tenant the Goodman Gallery and the Central Gallery in said building together with access thereto in common with Owner, who in its sole discretion and without liability for its refusal to do so may renew and extend this offer of lease of said galleries upon written request by Tenant from year to year for a similar period in each year of renewal, if any, upon mutually agreeable written conditions. Tenant's use of the leased premises shall be in accordance with the purposes presently set forth in Tenant's certificate of incorporation, and shall not interfere with Owner's use and enjoyment of the grounds and the portions of said building reserved to itself.

II. Rental. On or before ~~June~~ ^{SEPT.} 15, 1977 and on or before ~~June~~ ^{SEPT.} 15 in each ensuing year of the term(s) of the lease(s) herein made, Tenant shall pay as rental to Owner for the year preceding such date the annual sum of fifteen hundred dollars (\$1500) with respect to the basement area leased by Article I. If Tenant in writing accepts the Owner's offer of lease of the galleries as set forth in Article I for any portion of the period commencing September 16, 1976 and ending May 15, 1977, Tenant on or before June 15, 1977 shall pay Owner as rental therefor the sum of five hundred dollars (\$500). The same basic rental shall apply to each and every subsequent year in which a lease of said galleries is offered and accepted. Provided, however, that the amounts of said rental(s) paid in 1978 and thereafter shall be adjusted to reflect a net change since the preceding yearly payment (to the nearest available date) in the cost of living as measured by the standard index thereof prepared and published by the United States Bureau of Labor Statistics or its successor agency, and further provided that no such adjustment(s) shall cause the rental to be reduced in any year below fifteen hundred dollars. H. G.
EGL.

III. Improvements and Alterations. Tenant at its own expense shall have the right, exercisable only with the prior written consent of Owner (which consent shall not be withheld unreasonably), to make such alterations of and improvements to the leased premises as Tenant deems necessary or appropriate in the accomplishment of the above mentioned purposes. All such alterations and improvements at all times shall be and remain the property of the Owner. All moveable furniture, furnishings, fixtures, and equipment installed by Tenant shall be its property, and may be removed by it at will, provided that any damage to the leased premises resulting therefrom or caused thereby shall be repaired promptly by Tenant. Owner may request or cause the interruption or cessation of any alterations or improvements if it reasonably believes that the leased premises may be permanently damaged thereby, or if Owner's use and enjoyment of the reserved portions of the premises may be or are interfered with thereby; and such work may not be resumed until Tenant has given Owner reasonable assurances that the situation Owner complained of has been or will be corrected. Any alterations of and/or improvements to the leased premises made by Tenant prior to the date hereof are hereby approved and accepted by Owner.

This agreement is made as of July 28, 1978 by and between The Lym Association, Incorporated ("Lym") and Lym Academy of Fine Arts, Inc. ("Academy"), both of Old Lyme, Connecticut, on the following conditions:

I. Lease and Term. Lym hereby leases to Academy for the term of ten years from the above date, the entire basement area (except for a storage closet of reasonable size) in the building it owns on Lym Street in Old Lyme, together with access thereto and reasonable use of the grounds in common with Lym, together with the right at its option, exercisable upon six months' written notice, to renew and extend this lease of said basement for an additional term of ten years upon the same conditions as herein provided. For the period commencing September 15, 1978 and ending May 15, 1979, the Lym hereby offers for lease to Academy the basement area and the building it owns on Lym Street in Old Lyme, together with access thereto in common with Lym, who in its sole discretion and without liability for its refusal to do so may renew and extend this offer of lease of said premises upon written request by Academy from year to year for a similar period in each year of renewal, if any, upon mutually agreeable written conditions. Academy's use of the leased premises shall be in accordance with the purposes presently set forth in Lym's certificate of incorporation, and shall not interfere with Lym's use and enjoyment of the grounds and the portions of said building reserved to itself.

II. Rental. On or before June 15, 1979 and on or before June 15 in each ensuing year of the term(s) of the lease(s) herein made, Academy shall pay to Lym for the year preceding such date the annual sum of fifteen hundred dollars (\$1500) with respect to the basement area leased by Article I. If Academy is writing to Lym an offer of lease of the premises as set forth in Article I for any portion of the term commencing September 15, 1978 and ending May 15, 1979, Lym on or before June 15, 1979 shall pay Academy as rental therefor the sum of five hundred dollars (\$500). The same basic rental shall apply to each and every subsequent year in which a lease of said premises is offered and accepted. Provided, however, that the amount of said rental(s) paid in 1978 and thereafter shall be adjusted to reflect a net change since the preceding yearly payment (to the nearest possible date) in the cost of living as measured by the standard index thereof prepared and published by the United States Bureau of Labor Statistics or its successor agency, and further provided that no such adjustment(s) shall cause the rental to be reduced in any year below fifteen hundred dollars.

III. Improvements and Alterations. Academy at its own expense shall have the right, exercisable only with the prior written consent of Lym (which consent shall not be withheld unreasonably), to make such alterations of and improvements to the leased premises as Lym deems necessary or appropriate in the accomplishment of the above mentioned purposes. All such alterations and improvements at all times shall be and remain the property of the Lym. All movable furniture, furnishings, fixtures, and equipment located by Academy on the premises, and any be removed by it at will, provided that any damage to the leased premises resulting therefrom or caused thereby shall be repaired promptly by Academy. Lym may request or cause the interruption or cessation of any alterations or improvements if it reasonably believes that the leased premises may be permanently damaged thereby, or if Academy's use and enjoyment of the reserved portions of the premises may be or are interfered with thereby; and such work may not be resumed until Lym has given Lym reasonable assurance that the situation Lym complained of has been or will be corrected. Any alterations of and/or improvements to the leased premises made by Academy prior to the date hereof are hereby approved and accepted by Lym.

IV. Utilities. Tenant shall pay for all electricity, light bulbs, water, and heating services furnished to the premises. Tenant shall maintain and pay the expense of its own telephone service.

V. Insurance. Tenant shall pay the premiums for policies of fire and extended coverage (including theft and vandalism) insurance and public liability insurance, in amounts not less than Owner reasonably may require to reflect the increases in exposure caused by Tenant's occupancy.

VI. Maintenance. Tenant shall maintain the interior of the leased premises in a state of good repair and condition. Owner shall be responsible for maintenance of the exterior of said building and of the grounds and sidewalks, except that during the period September 16th through May 15th Tenant shall maintain the grounds and sidewalks.

VII. Termination. The leased premises may not be sublet by Tenant. This agreement shall automatically terminate, without any refund of rental payments, in the event of Tenant's bankruptcy or receivership, or cessation of Tenant's corporate existence by reason of dissolution, merger or consolidation. In the event of the dissolution, merger or consolidation of Owner, however, this agreement shall continue and be binding upon Owner's successors or assigns for the balance of the lease term(s) or any extension(s) thereof. Owner or its successor may declare this agreement terminated in the event of the breach of any material condition hereof which is not cured within a reasonable time after written notice thereof is given by Owner or its successor to Tenant.

VIII. Amendments. This agreement may be mutually amended by the parties, employing the same formality as herein.

IX. Arbitration. In the event that any dispute arises between the parties respecting any condition hereof such dispute shall be submitted to a committee of three arbitrators, to be chosen as follows: one by Owner, one by Tenant, and the third by the first two arbitrators. The decision of a majority of them shall be final and binding upon the parties, who shall share equally the costs of arbitration, except that each party shall pay the fees and expenses of its counsel and experts.

Attest:

Jessie H. Mayer
Secretary

The Lyme Art Association, Incorporated

by Elizabeth Gordon Chandler
Its PRESIDENT

Attest:

Tosca Olinsky
Secretary

Lyme Academy of Fine Arts, Inc.

by Harold Goodwin
Its. PRESIDENT

State of Connecticut :
County of New London :

Old Lyme July 22, 1976

Personally appeared before me the foregoing signers, Jessie H. Mayer, Elizabeth Gordon Chandler and Tosca Olinsky, Harold Goodwin, who acknowledged that signature of the foregoing agreement was their respective free act and deed and the free act and deed of their respective corporations.



Virginia P. Sankow
Notary Public

VIRGINIA P. SANKOW
NOTARY PUBLIC
MY COMMISSION EXPIRES MARCH 31, 1979

IV. Utilities. Tenant shall pay for all electricity, light, water, gas and heating services furnished to the premises. Tenant shall maintain and pay the expense of its own telephone service.

V. Insurance. Tenant shall pay the premiums for policies of fire and extended coverage (including theft and vandalism) insurance and public liability insurance, in amounts not less than Owner reasonably may require to reflect the increase in exposure caused by Tenant's occupancy.

VI. Maintenance. Tenant shall maintain the interior of the leased premises in a state of good repair and condition. Tenant shall be responsible for maintenance of the exterior of said building and of the grounds and sidewalks, except that during the period September 15th through May 15th Tenant shall maintain the grounds and sidewalks.

VII. Termination. The leased premises may not be sublet by Tenant. This agreement shall automatically terminate, without any refund of rental payments, in the event of Tenant's bankruptcy or insolvency, or cessation of Tenant's corporate existence by reason of dissolution, merger or consolidation. In the event of the dissolution, merger or consolidation of Owner, however, this agreement shall continue and be binding upon Owner's successors or assigns for the balance of the lease term(s) or any extension(s) thereof. If at its successor may declare this agreement terminated in the event of the breach of any material condition hereof which is not cured within a reasonable time after written notice thereof is given by Owner or its successor to Tenant.

VIII. Assignment. This agreement may be mutually amended by the parties, employing the same formality as herein.

IX. Arbitration. In the event that any dispute arises between the parties respecting any condition hereof such dispute shall be submitted to a committee of three arbitrators, to be chosen as follows: one by Owner, one by Tenant, and the third by the first two arbitrators. The decision of a majority of them shall be final and binding upon the parties, who shall share equally the costs of arbitration, except that each party shall pay the fees and expenses of its counsel and experts.

Attest: The Lyma Art Association, Incorporated

by _____

Its President

Lyma Academy of Fine Arts, Inc.

by _____

Its Secretary

Witness my hand and seal this 22nd day of May, 1976

State of Connecticut :
County of New London :

Personally appeared before me the foregoing signers, James H. Meyer, Elizabeth Jordan and Thomas J. Meyer, who acknowledged that signature of the foregoing agreement was their respective free act and deed and the free act and deed of their respective corporations.

Notary Public

VIRGINIA B. BARKOW

NOTARY PUBLIC

MY COMMISSION EXPIRES MARCH 31, 1977



TOWN OF OLD LYME

ZONING BOARD OF APPEALS

Old Lyme, Connecticut

August 17, 1976

Mrs. E. Gordon Chandler, President
Lyme Art Association, Inc.
Old Lyme, Connecticut 06371

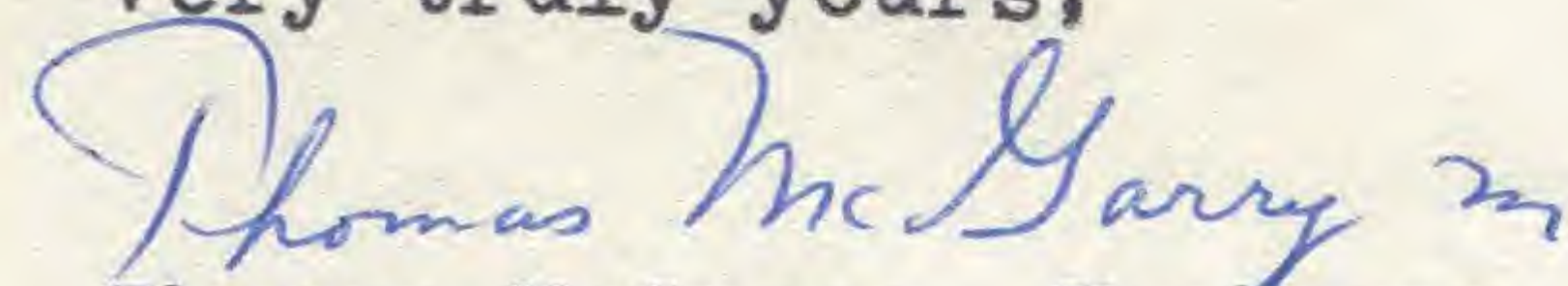
In re: Appeal #76-29

Dear Mrs. Chandler:

I have scheduled a hearing to hear the appeal of the Lyme Art Association for a special exception and a variance to alter and add to its Gallery on Lyme Street, in order to conduct an Art School in sections of the Gallery when not in use for exhibitions.

This hearing will take place on August 24, 1976, at the Memorial Town Hall, at 8:00 P.M.

Very truly yours,


Thomas McGarry, Chairman
Zoning Board of Appeals

T McG jm
Enclosure (certificate & instructions)

OLD LYME PLANNING COMMISSION

Please note! There will be two meetings scheduled for August.

MEETING NOTICE

There will be a special joint meeting of the Planning Commission and the Economic Development Commission on Thursday, August 5, 1976, at 8:00 p.m., Memorial Town Hall. Discussion will center on proposed industrial park and utilization of Hatchett's Hill Road.

There will be a regular meeting and Public Hearing of the Planning Commission on Thursday, August 12, 1976, at 8:00 p.m., Memorial Town Hall.

AGENDA

- I. PUBLIC HEARING to consider the application of Lance Hall for Special Exception under Secs. 3.15 and 3.17 of the Zoning Regulations to build a tennis court on his property at Shore Road.
- II. OPEN SPACE COMMITTEE REPORT
- ✓ III. SITE PLAN REVIEW
- Art Gallery
- IV. SUBDIVISION SUBCOMMITTEE REPORT
- Randall property (see attached)
- Dunn property
- Zuk road
- V. ROAD CLASSIFICATION STUDY REPORT
- VI. MINUTES (attached)
- VII. OTHER BUSINESS as may properly come before the Commission

Barbara M. Deitrick
Chairman

BD/bl
Enclosures

OLD TOWN PLANNING COMMISSION

Please note: There will be two meetings scheduled for August.

MEETING NOTICE

There will be a special joint meeting of the Planning Commission and the Economic Development Commission on Thursday, August 5, 1976, at 8:00 p.m., Memorial Town Hall. Discussion will center on proposed industrial park and utilization of Hatchett's Mill Road.

There will be a regular meeting and Public Hearing of the Planning Commission on Thursday, August 12, 1976, at 8:00 p.m., Memorial Town Hall.

AGENDA

I. PUBLIC HEARING to consider the application of Lance Hall for Special Exception under Secs. 3.15 and 3.17 of the Zoning Regulations to build a tennis court on his property at Shore Road.

II. OPEN SPACE COMMITTEE REPORT

III. SITE PLAN REVIEW
- Art Gallery

IV. SUBDIVISION SUBCOMMITTEE REPORT
- Rural property (see attached)
- Farm property
- Sub road

V. ROAD CLASSIFICATION STUDY REPORT

VI. MINUTES (attached)

VII. OTHER BUSINESS as may properly come before the Commission

Barbara M. DeBorja
Chairman

ENCLOSURE

CONSERVATION COMMISSION
of
OLD LYME, CONNECTICUT

August 24, 1976

Elizabeth Gordon Chandler, President
Lyme Art Association, Inc.
Lyme Street, Route 51
Old Lyme, Connecticut 06371

Dear Ms. Chandler:

In re: Appeal #22 The Lyme Art Association, Inc.
Pertaining to a portion of Lot #14 owned
by the Association, which is designated
on the Inland Wetlands and Watercourses
Map of Old Lyme as a wetland.

During a meeting held on August 24, 1976, at 7:30 P.M. at the Memorial Town Hall, at which were present Bonde Johnson, Chairman, Mervin Roberts, Dr. Douglas Tolderlund and Roger Grover, members of the Conservation Commission, unanimous approval was given your proposed activity involving a portion of Lot #14 which is outlined as a wetland on the Inland Wetlands and Watercourses Map of Old Lyme.

It is the Commission's understanding that its approval is required in order that contemplated alterations and additions to Lyme Art Association's Gallery on Lyme Street may be carried out, ultimately requiring additional parking area, all of which could involve the property outlined as a wetland.

Very truly yours,

Bonde Johnson m
Bonde Johnson, Chairman
Conservation Commission
Town of Old Lyme

BJ jm

Enclosure (duplicate signed application)

1871

Received of the
Hon. Secy of the Navy
the sum of \$100.00

for the year 1871

for the year 1871
the sum of \$100.00
for the year 1871
the sum of \$100.00

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for the year 1871
the sum of \$100.00

NUMERICAL ORDER
FILE NO. _____

TOWN OF OLD LYME CONSERVATION COMMISSION

APPLICATION FOR PERMIT IN CONNECTION WITH

INLAND WETLANDS AND WATER COURSES ACT--PUBLIC ACT 155

General information to be supplied by all applicants for a permit.

1. Name of Applicant Lyme Academy of Fine Arts, Inc. P.O. Box 261, Old Lyme, CT.
Lyme Art Association, Inc. (Owner) / (Tenant) / 434-0175
Address & Telephone No. P.O. Box 222, Old Lyme, CT. 06371 434-7802 /
Indicate if other than property owner.

Applicant's interest in property (lessee, licensee, etc.)

2. Name of property owner Lyme Art Association

Address P.O. Box 222 Old Lyme, CT. 06371

3. Location of property: 90 Lyme Street, Old Lyme, CT.

Include map and lot number as shown on Tax Assessor's Map. #44 Lot 14

4. Description of proposed activity and location on property in relation to wetlands and watercourses. Art School in present gallery building. Proposed parking facilities with access driveway along present and proposed stream and pond. Relocation of present pond, deepening and alleviation of present mosquito condition.

The applicant understands that additional information may be required and this application is to be considered complete only when all information and documents required by the Commission have been submitted. This form will be received by the Commission at any regular meeting.

The undersigned warrants the truth of all statements contained herein and in all supporting documents according to the best of his knowledge and belief.

Therese G. Gaudin Chaudhry Trustee
Lyme Academy of Fine Arts
Signature of Applicant or Agent Therese G. Gaudin Chaudhry President
Lyme Art Association

Dated and acknowledged as received by the Commission _____

Supporting documents accepted by the Commission _____

MAKE OUT AN ORIGINAL AND TWO COPIES. ORIGINAL TO CONSERVATION COMMISSION, ONE COPY TO ZONING INSPECTOR AND ONE COPY TO APPLICANT.

THE

TOWN OF OLD LYME CONSERVATION COMMISSION

APPLICATION FOR PERMIT IN CONNECTION WITH

INLAND WETLANDS AND WATER COURSES ACT--PUBLIC ACT 155

General information to be supplied by all applicants for a permit.

1. Name of Applicant LYME ART ASSOCIATION, INC.
Address & Telephone No. 90 ELIZABETH CHANDLER 434-2890
Indicate if other than property owner.

Applicant's interest in property (lessee, licensee, etc.) OWNER

2. Name of property owner SAME
Address LYME STREET * RTE. 51

3. Location of property: SAME
Include map and lot number as shown on Tax Assessors Map

4. Description of proposed activity AND location on property in relation to wetlands and watercourses.

SEE PLOT PLAN.

LOT # 14

The applicant understands that additional information may be required and this application is to be considered complete only when all information and documents required by the Commission have been submitted. This form will be received by the Commission at any regular meeting.

The undersigned warrants the truth of all statements contained herein and in all supporting documents according to the best of his knowledge and belief.

Signature of Applicant or Agent Elizabeth Chandler
PRESIDENT

Dated and acknowledged as received
by the Commission

Supporting documents accepted by the Commission

Make out an original and two copies. Original to Conservation Commission, one copy to Zoning Inspector and one copy to Applicant.

TOWN OF OLD LYME CONSERVATION COMMISSION

APPLICATION FOR PERMIT IN CONNECTION WITH

INLAND WETLANDS AND WATER COURSES ACT--PUBLIC ACT 155

General information to be supplied by all applicants for a permit.

1. Name of Applicant LYME ART ASSOCIATION, INC.
Address & Telephone No. 90 ELIZABETH CHANDLER 434-2890
Indicate if other than property owner.
Applicant's interest in property (lessee, licensee, etc.) OWNER

2. Name of property owner SAME
Address LYME STREET & RTE. 51

3. Location of property: SAME
Include map and lot number as shown on Tax Assessors Map

4. Description of proposed activity AND location on property in relation to wetlands and watercourses.

SEE PLOT PLAN.

LOT # 14

The applicant understands that additional information may be required and this application is to be considered complete only when all information and documents required by the Commission have been submitted. This form will be received by the Commission at any regular meeting.

The undersigned warrants the truth of all statements contained herein and in all supporting documents according to the best of his knowledge and belief.

Signature of Applicant or Agent

Elizabeth Sadon Chandler
PRESIDENT

Dated and acknowledged as received
by the Commission

Aug 24 1976 Julius B. Ruggard Secy

Supporting documents accepted by the Commission

Julius B. Ruggard Secy

Make out an original and two copies. Original to Conservation Commission, one copy to Zoning Inspector and one copy to Applicant.

NUMERICAL ORDER
FILE NO. _____

TOWN OF OLD LYME CONSERVATION COMMISSION

APPLICATION FOR PERMIT IN CONNECTION WITH

INLAND WETLANDS AND WATER COURSES ACT--PUBLIC ACT 155

General information to be supplied by all applicants for a permit.

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Lyme Art Association, Inc. (Owner) / (Tenant) / 434-0175
Address & Telephone No. P.O. Box 222, Old Lyme, CT. 06371 434-7802 /
Indicate if other than property owner.

Applicant's interest in property (lessee, licensee, etc.)

2. Name of property owner Lyme Art Association

Address P.O. Box 222 Old Lyme, CT. 06371

3. Location of property: 90 Lyme Street, Old Lyme, CT.

Include map and lot number as shown on Tax Assessor's Map. #44 Lot 14

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The applicant understands that additional information may be required and this application is to be considered complete only when all information and documents required by the Commission have been submitted. This form will be received by the Commission at any regular meeting.

The undersigned warrants the truth of all statements contained herein and in all supporting documents according to the best of his knowledge and belief.

Signature of Applicant or Agent Elizabeth Gordon Chandler Trustee
Lyme Academy of Fine Arts
Elizabeth Gordon Chandler President
Lyme Art Association

Dated and acknowledged as received by the Commission _____

Supporting documents accepted by the Commission _____

MAKE OUT AN ORIGINAL AND TWO COPIES. ORIGINAL TO CONSERVATION COMMISSION, ONE COPY TO ZONING INSPECTOR AND ONE COPY TO APPLICANT.

THE

TOWN OF OLD LYME

ZONING BOARD OF APPEALS

Old Lyme, Connecticut

August 25, 1976

Lyme Art Association, Inc.

Elizabeth Gordon Chandler, President (original sent certified mail)

Will Pond Lane

Old Lyme, Connecticut 06371

Dear Ms. Chandler:

In re: Your Application #76-29

During an open voting session held after the hearing on August 24, 1976, the Zoning Board of Appeals unanimously granted your appeal for the proposed re-construction construction for the Lyme Academy of Fine Arts, Incorporated. The construction to be substantially in accordance with the plans filed with the Board and any changes that the parking board specifically recognizes that the parking would be on Lyme Street, but also with recognition that the Lyme Art Association will install the other parking as set forth on its plan, as soon as practical.

It will not be necessary to re-appeal to this Board at this time, as this will be subject to the scrutiny of the Planning Commission and the State Highway Department.

This will acknowledge receipt of "certificate of zoning compliance", together with a check for \$7.00, both having been left with Mrs. Jessie Smith, Town Clerk, this morning.

The effective date on this decision is August 30, 1976 and alterations must be commenced within six months of this date and substantially completed within twelve months of said date.

Very truly yours,

Thomas McGarry
Thomas McGarry, Chairman
Zoning Board of Appeals

T McG jr
cc to Thomas Nichol

Approved by Z.B.A. 8/24/76
+ Planning Commission - 8/30/76

Reference to Building Permit 1915

ZONING COMMISSION - OLD LYME, CONNECTICUT
ZONING INSPECTOR'S PERMIT

Owner Lyme Art Assoc. Inc. Builder P.H. [unclear]
Address Lyme Street Address [unclear]
Old Lyme, Conn.

Building/Structure Location

Street [unclear]

Property Number [unclear]

Lot [unclear]

Designation of [unclear]

Garage [unclear]

Zoning District R-40

BUILDING
PERMIT

APPLICANT COPY
THIS PERMIT NOT VALID UNLESS
PROPERLY RECEIVED BY CASHIER
AMOUNT \$ 208.00

VALIDATION
[unclear]

APPLICANT Elizabeth C. Chandler DATE September 3 19 76 PERMIT NO. 1915
ADDRESS 111 Pond Lane, Old Lyme (NO.) (STREET) (CONTR'S LICENSE)
PERMIT TO Art Gallery (TYPE OF IMPROVEMENT) NO. (PROPOSED USE) NUMBER OF DWELLING UNITS None

AT (LOCATION) Lyme Street (NO.) (STREET) ZONING DISTRICT R-40
BETWEEN [unclear] (CROSS STREET) AND [unclear] (CROSS STREET)

SUBDIVISION Map 444 LOT 214 BLOCK [unclear] LOT SIZE 2.45 acres

BUILDING IS TO BE [unclear] FT. WIDE BY [unclear] FT. LONG BY [unclear] FT. IN HEIGHT AND SHALL CONFORM IN CONSTRUCTION
TO TYPE [unclear] USE GROUP [unclear] BASEMENT WALLS OR FOUNDATION [unclear] (TYPE)

REMARKS: Additions and Alterations to Lyme Art Gallery

ESTIMATED COST \$ 50,000. PERMIT FEE \$ 208.00
AREA OR VOLUME [unclear] (CUBIC/SQUARE FEET)
OWNER Lyme Art Association, Inc. BUILDING DEPT. BY [unclear]
ADDRESS Lyme Street, Old Lyme, Conn.

No Building Permit shall be issued until this document is approved by the
Zoning Inspector.

Approved Thomas [unclear]
Zoning Inspector

Date Sept 3, 1976



ZONING BOARD OF APPEALS - APPLICATION INSTRUCTIONS

Application Filing Date: File with Zoning Enforcement Officer one week before end of month preceding hearing.

Appeal Meetings: Third Tuesday of each month at 8:00 P.M. in Town Hall.

1. Applications are to be made out in duplicate. Information pertinent to appeal must be complete and concise. Appeals for variance must indicate hardship imposed by regulations. Appeals for Special Exception must indicate precisely basis for the Special Exception.
2. Required enclosures with Application:
 - a. Filing Fee: \$25.00 -- Check payable to "Town of Old Lyme".
 - b. Plot Plan:
 1. Drawn to scale, accurately showing lot dimensions, total area; front, side and rear yard dimensions; locations and size of existing and proposed buildings.
 2. Name, location and lot number of adjacent property owners.
 3. Location and distances of houses, wells and sewage disposal systems of adjacent property owners. Indicate applicant's well and septic system location.
 4. Identification of property from road.
 5. View of area to be altered. Any application without snapshot will not be considered.
 - c. Applications for Gasoline Filling Stations, Garages, etc:
 1. In addition to the above requirements, indicate location of pumps, location, height and size of signs, location, height and intensity of lights; traffic patterns, street lines, exits and entrances.
 - d. Applications for Automobile Repairers or Dealer's licenses:
 1. Connecticut Motor Vehicle Department forms must accompany application.
 - e. Liquor Outlets:
 1. Indicate distances of other outlets, schools, churches within 200 or 1,500 feet as defined in the ordinance.
 - f. Topographical conditions imposing a hardship should have photographs or a topographical survey of the terrain.
3. Appellant or his agent must be present at the meeting. Decisions of the Board will be sent to appellant by mail, following the executive session.
4. Application for a re-hearing cannot be made before a lapse of six months from the official notice of decision, unless new facts, not previously presented, are alleged.
5. Variances or Special Exceptions granted must be started within six (6) months of effective date and substantially completed within one year. Failure to comply voids variance or special exception, requiring re-application to continue work after this period.

THE BOARD AT ITS DISCRETION MAY DISMISS AN APPEAL (WITHOUT PREJUDICE) FOR FAILURE TO COMPLY WITH THE FOREGOING RULES.

FILL IN FOLLOWING TWO PAGES CAREFULLY

3950
105

36

36

350

4377 2005 COVERED

OLD LYME HISTORIC COMMISSION
APPLICATION FOR CERTIFICATE OF APPROPRIATENESS

(Must be typewritten or printed, and submitted in triplicate.)

Date September 2nd, 1976

Owner(s) Lyme Art Association, Inc.

Property: Street Lyme Street

Map No. and Plot No. 14

Adjoining Owners Kenneth & Diane A. Milne (Old Lyme Inn)

(Florence Griswold House)

J & Y Corp / Lyme Historical Society

Estate of Calvin Feegel / Helen B. Uebelacker

Estate of Shirley Saunders

Type of Building () Dwelling () Outbuilding () Sign
(x) Other (specify) Art Gallery

Nature of work to be done: (x) New (x) Remodelling

Work to be done by: Lyme Academy of Fine Arts
Lessee (x) Owner (x) Contractor

Estimated start and completion dates: September Phase I - Oct 18th
(Start) Phase II - Jan 1st
(Complete) Phase III - Sept '77

All new work will be done at the rear of the North-South Galleries
Description of work to be done, as it effects exterior appearance:
which face on Lyme Street. New Work will be very hard to see from Lyme
street and only the new south facade will be visible slightly from the
corner of Lyme Street and Route 51. New studio classroom on north will not
be visible from Lyme Street dues to dense planting now existing. All other
work will be interior remodeling and will not affect the exterior at all.
Phase III will include a parking lot. It
has been designed to show as little from
Lyme Street as possible.

Therese Gordon Chandler
Signature of Owner(s) President

Do Not Write Below This Line

CERTIFICATE OF APPROPRIATENESS

Date September 14, 1976

At a meeting of the Old Lyme Historic District Commission, held on the above date, the Application for a Certificate of Appropriateness was considered and:

() Approved

() Disapproved

(x) Approved subject to the following conditions: (over)

Note: This approval in no way takes the place of any necessary approvals required by the Town Zoning Commission.

William M. Peto
Clerk

Approved only additions to existing building as per plans. Parking lot
to be considered only after Zoning Board and Planning Commission approval.

4-1882

No.

Date

APPEAL OF ZONING REGULATIONS OF THE ZONING BOARD OF APPEALS, OLD LYME, CONNECTICUT

1. I (we) hereby appeal to the Zoning Board of Appeals from the decision of the Building Inspector whereby the Building Inspector did grant an application to:

☒ use
☒ erect
☒ alter
☒ add to
☐ occupy

☒ land only
☒ structure or
☐ building

For use as ☒ Art School
☐ family residence
☐ accessory building
☐ business
☐ industry

2. Appeal is requested for Variance/Special Exception to Section and Paragraph to allow

3. Location of Affected Premises: Zone R-40 Area of Lot 2.45 Acres
Section of Town Subdivision Map No. 44
Lot No. 14 Cottage Name or Number Located on
the side of Street feet distant
from intersection with

4. OWNER LYME ART ASSN Mailing Address P.O. Box 222 OL
Appellant LYME ACADEMY OF FINE ARTS Mailing Address P.O. Box 261 OL
Agt/Contractor Mailing Address

5. Previous Appeals made concerning this Property: Application No.
Date Decision

6. Dimensions, Area or Use Not Meeting Regulations: Use Adult Art School
Yard Dimensions Heights Area Frontage
Family Units Other

7. Variance or Special Exception is requested to Sections 4.1.7.1
because strict application of the Regulations would produce undue
hardship for the following reasons without a special exception
the LYME ART ASSN INC. WOULD BE UNABLE TO RENT ITS PREMISES
TO THE LYME ACADEMY OF FINE ARTS. THE NEW ACADEMY WILL BE AN
ASSET TO THE TOWN OF OLD LYME AND TO THE FUTURE
OF FINE ARTS. THE LYME AREA WAS THE FIRST COUNTRY ART CENTER
FOR ART. THE NEW ACADEMY WILL CONTINUE THE ART
HERITAGE OF THE TOWN OF OLD LYME.

8. Existing Land Coverage: 4377 sq'

9. All owners whose property bounds upon any portion of the subject property including adjoining property and property directly across the street:

Name *Ed of Shirley Saunders* Address *Boston Post Rd.*
Map No. *44* Lot No. *13*

Name *Kenneth D. + Diane G. Milne* Address *Joshuatown Rd, Lyme*
Map No. *44* Lot No. *15*

Name *J + Y Corp.* Address *324 Glenwood Ave, New London Conn.*
Map No. *44* Lot No. *15B* 06320

Name *Est of Calvin Feegel* Address *15 Forest Hill Lane, W. Hartford Conn.*
Map No. *44* Lot No. *16* 06117

Name *Lyme Historical Society Inc* Address *40 Mr. Daniel Woodhead Ferry Rd, Old Lyme*
Map No. *44* Lot No. *19*

Name *Helen B. Gehlacker* Address *Boston Post Rd, Old Lyme*
Map No. *44* Lot No. *20*

Name _____ Address _____
Map No. _____ Lot No. _____

Name _____ Address _____
Map No. _____ Lot No. _____

This appeal will be subject to review by the Town Sanitarian.

I certify that I have read the above and that the above statements are true and accurately describe the conditions being appealed:

Applicant's Signature _____

Agent's Signature _____

The granting of this appeal is in keeping with Section 19-13-B 1 (d) of the Public Health Code of the State of Connecticut, and will in no way allow the creation or maintenance of any sewage nuisance.

Date _____

Signed _____

(Town Health Officer)

September 5th, 1976

Sam Jones, President
Berkley Machine Works & Foundry, Inc.
Norfolk, VA. 23523

Dear Sam:

Enclosed is your membership card as a Patron Member of the Lyme Academy of Fine Arts. Again we wish to thank you for your generous contribution to our new school which is intended to carry on into the next century the art traditions which Alphaeus Cole personifies.

I also enclose our Prospectus and the membership letter which is for your information only as you are already our esteemed Patron.

I am told that the plaque should be ready in a week or two and I am anxious to get it up on the wall while Alphaeus is still in Lyme so he can see it. Your check for \$225 will amply cover the cost and any excess will go into the Academy building fund. There is so much work to be done on the Gallery to put it back in shape and adapt it for the new school.

The Gallery named after Alphaeus on his 100th birthday will be one of the Academy's class rooms so in effect he is enshrined as part of the new school as well. But we wanted to do more to honor him. We have written asking him to accept the position of Honorary Dean of Faculty of the new Lyme Academy of Fine Arts. We only wish he were younger and stringer so he could take a more active part in the instruction. If he feels up to it he has promised to give criticisms from time to time and this will greatly benefit the students.

I had hoped that you could come up to see the Lyme Art Association's current Member's Exhibition which features the work of our early deceased members. It is a fitting program for the 75th Anniversary of the Lyme Art Association.

Alphaeus reports that you have not been too well and I sincerely trust that you are by now much improved and that we will see you before the snow flies and Alphaeus returns to the City. I will let you know as soon as the plaque is up.

Again our thanks for your support of the Lyme Academy of Fine Arts.

Sincerely yours

Copy to Alphaeus P. Cole

September 25th, 1976

Sam Jones, President
Berkley Machine Works & Foundry, Inc.
Norfolk, VA. 23523

Dear Sam:

Enclosed is your membership card as a Patron Member of the Lym Academy of Fine Arts. Again we wish to thank you for your generous contribution to our new school which is intended to carry on into the next century the art traditions which Alphonse Cole personifies.

I also enclose our prospectus and the membership letter which is for your information only as you are already our esteemed Patron.

I am told that the plaque should be ready in a week or two and I am anxious to get it up on the wall while Alphonse is still in Lym so he can see it. Your check for \$125 will amply cover the cost and any excess will go into the Academy building fund. There is no more work to be done on the Gallery to put it back in shape and adapt it for the new school.

The Gallery named after Alphonse on his 100th birthday will be one of the Academy's class rooms as in effect he is enshrined as part of the new school as well. But we wanted to do more to honor him. We have written asking him to accept the position of Honorary Dean of Faculty of the new Lym Academy of Fine Arts. We only wish he were younger and stronger so he could take a more active part in the instruction. If he feels up to it he has promised to give criticisms from time to time and this will greatly benefit the students.

I had hoped that you could come up to see the Lym Art Association's current Member's Exhibition which features the work of our early deceased members. It is a fitting program for the 75th Anniversary of the Lym Art Association.

Alphonse reports that you have not been too well and I sincerely trust that you are by now much improved and that we will see you before the snow flies and Alphonse returns to the City. I will let you know as soon as the plaque is up.

Again our thanks for your support of the Lym Academy of Fine Arts.

Sincerely yours

Copy to Alphonse & Cole



OLD LYME HISTORIC DISTRICT COMMISSION

*Lyme Street
Old Lyme, Ct. 06371
Settled 1640*

September 3, 1976

Mrs. E. Gordon Chandler
Lyme Art Association, Inc.
Mill Pond Road
Old Lyme, Connecticut 06371

Dear Elizabeth:

We have put your case on the docket for our meeting of Monday, September 13, at which time we will take up your application if you have sent it to us. In that respect, I enclose application forms.

Yesterday, the Town Hall was trying to reach me without success concerning your work permit. By copy of this letter, I am informing them that any exterior construction needing the Historic District Commission's approval cannot be granted at the earliest until after the meeting of Monday the 13th.

Foundation work and earth removal from under the present building, in my opinion, does not involve the Historic District and a permit for that is quite within order without our consent.

Sincerely,

William M. Pike
Chairman

/n

cc: Building Inspector, Old Lyme

Encs.



1976-77

1st YEAR OF SCHOOL

LYME ACADEMY OF FINE ARTS, INC.

P.O. BOX 261, OLD LYME, CONNECTICUT 06371

PROSPECTUS

TRUSTEES:

Harold Goodwin, Pres.
John L. Thayer, V. Pres.
Robert G. Shanklin, Treas.
Tosca Olinsky, Secy.
E. Gordon Chandler
Roger Dennis
John S. Griswold
J. Richard LaCourciere
Roger G. Pierson, Jr.
Ann Ely Smith
Samuel Thorne
Nelson C. White

The idea for the Lyme Academy of Fine Arts was conceived by professional artists. They know that when the art student leaves school he or she will enter the solitude of the studio. They believe that a thorough traditional training is not only the best sustenance in the initial solitude but also that it is generally lacking in art schools today.

During the first half of this century the Lyme area of Connecticut was an important art center. Painters and sculptors of national importance exhibited in the Lyme Art Association's galleries, which will house the Lyme Academy. These galleries are among the finest of their kind in New England. The entire ground floor will be remodeled for the Academy's purposes and high sky-lighted studio space will be added. Two of the main floor galleries will serve as classrooms during the Fall, Winter and Spring.

Enrollment will be open to all, regardless of race, creed, color, national origin or sex. Students will be selected on the basis of their ability, aptitude and dedication and they must be high school graduates. Room and board will be arranged for a limited number of out-of-town students.

The required course of study will be for two years and will consist of classes in painting in all media, sculpture, graphics, anatomy, drawing and art history. The teacher-student ratio will be maintained at a level to insure a close relationship. Students may elect another two years of intensive study that will culminate in actual commissions in their respective fields or in preparation for an exhibition. A modified Summer program of eight to ten weeks is planned for avocational students and for student artists who wish to continue working through the year.

Most of the students' time will be spent in studio classes. In addition there will be extensive courses in art history and theory. Each student will be taught the major disciplines, on the theory that a painter will

(over)

be a better painter if he has the experience with the three dimensions of sculpture; and the sculptor will be helped by knowledge of two dimensional perspective, drawing and color theory. Both will benefit from an understanding of the graphic arts. Students will study with each member of the faculty in turn. The teaching emphasis will be on principles - not any one style.

The faculty will include Robert Brackman, N.A., Figure Painting - Oils; Tosca Olinsky, N.A., Still Life - Various Media; Jessie Hull Mayer, Drawing and Watercolor; Lou Bonamarte, Watercolor; Harold Goodwin, Drawing and Anatomy; Elisabeth Gordon Chandler, A.N.A., F.N.S.S., Portrait Sculpture. Negotiations are in progress with others who are leaders in their fields.

The program, with its close teacher-student relationship, is not designed for a large number of students, so the funds needed are modest. \$150,000 is required to cover (1) remodeling and adding new classrooms to the gallery of the Lyme Art Association; (2) furniture and equipment; (3) first year operating expenses and salaries sufficient to attract some of the best practitioners to instruct in traditional methods. Once started the Academy expects to be self supporting.

The discovery that seemed so important in the first quarter of this century that "a painting is a painting" now evokes the question, "of what?" If the arts of painting and sculpture are to continue into the twenty-first century, they must answer that question. Today's art students should be at the height of their powers in the year 2001 and the traditional training in the arts of representation which they will receive in the Lyme Academy of Fine Arts will prepare them to meet whatever challenge they must face.

Suggested Prospectus

For more than a generation the visual arts have undergone so much experimentation that they have reached an impasse. In order to advance there is nothing left but a return to the traditions from which they diverged. Recent developments have so bemused art instructors and practitioners alike that the well spring has been neglected. Many students want, but can no longer find, traditional instruction. It is for them that the Lyme Academy of Fine Arts was founded. We believe that there is more to art history than the last half century and propose to teach the arts of representation and communication filling an educational void in traditional instruction which has existed for too many years.

The method of instruction will be an integration of studio and classroom. The classroom will center on art history and this learning will be used to clarify the origins of what is done in the studio. Each student will be taught all disciplines. It is believed that a painter will become a better painter if he understands the three dimensional field of sculpture. A sculptor will be helped by a knowledge of two dimensional perspective, drawing and color theory. Both will benefit from an understanding of the graphic arts. Students will have the opportunity of studying with each member of the faculty in turn so that he will not copy any one style but develop his own.

The first year will be devoted to learning the basic fundamentals of traditional art and becoming acquainted with, and proficient in, different media. The second year will concentrate on perfecting the abilities and skills he has acquired and encouraging creativity. For those students who show extreme ^{talent} ~~ability~~ and wish to continue further study an additional two years will be available with more personal teacher-student contact in their chosen field culminating in the fourth year with the actual experience of following through on a professional commission.

Through all four years the study of art history will predominate helping the student become aware of the great art of the past while striving to create ~~the~~ ^{the} great art of the future.

The Lyme area in Connecticut is the logical place in which to found such a school as it is the birthplace of the American Impressionists of the turn of the century. The Lyme Art Association's Gallery which will house the Academy is the finest exhibition gallery of its kind in New England as well as the oldest. The entire ground floor will be remodelled to accomodate the Academy with two new 17' high sky-lighted studio-classrooms added. Two of the main floor galleries will serve as lecture halls during the main school year. A modified summer program of from eight to ten weeks is also planned for the less serious avocational student as well as for the serious student-artist who prefers to continue work throughout the year. Enrollment will be open to all regardless of race, creed, color, national origin or sex. Students should be high school graduates but older ^{serious} students and older residents of the area seeking avocational study will be admitted if space permits. Students for the regular course will be selected solely on the basis of ability, aptitude abd dedication. In its early years however preference must be given to talented local area residents because of limited housing facilities for out-of-town students. It is expected that campus-living facilities may be offered nearby at a later date. Room and board will be arranged for a limited number of out-of-town students during the first years of operation.

Because the program is planned to allow a close teacher-student relationship it is obviously not suitable for large numbers of students. To achieve its purpose it must necessarily remain small, in Hesse's phrase, "Magic Theater. Not for everyone." Therefore the funds needed are modest. For remodelling and the addition of classrooms to the gallery of the Lyme Art Association, and for furniture, fixtures and beginning operation as well as salaries sufficient to attrach some of the best practitioners

to instruct in traditional methods we need a sum of \$175,000. Of this it is expected that \$60,000 will be raised locally. Once started, we believe, the Academy will be self supporting.

Proposed
Budget

Beginning
Faculty

Courses Offered

1st year

- 1 Art History I
- 2 Drawing, perspective etc.
- 3 Color Theory
- 6 Beginning Graphics
- 7 Beginning Sculpture (incl Portraiture)
- 4 Anatomy
- 5 Figure drawing
- 6 Beginning Painting (incl landscape)

2nd Year

Art History II
Life drawing
Painting (all media)
Portrait Painting
Sculpture II
Landscape Painting II
Graphics II

3rd Year

~~Specialized field~~ Art History III
Individual work in chosen field under personal supervision

4th Year Art History IV

Follow through on professional commission
in chosen field with limited supervision

As indicated in previous sections we need a sum of \$175,000. This is expected that \$50,000 will be raised locally. Once raised, we believe, arrangements will be well supported.

Proposed
Project

Estimated
Costs

Estimated
Income

1st Year

1st Year

the history of
the drawing
drawing (all media)
graphic design
sculpture II
landscape painting II
graphics II

the history of
drawing, perspective etc.
color theory
beginning sculpture
beginning architectural (architectural)
anatomy
figure drawing
beginning painting (not landscape)

2nd Year

the history of
the history of
individual work in design field under personal supervision

3rd Year
Art History

Follow through on professional commission
in design field with limited supervision

Mr. Ed Bacon

Gordon Chandler

President

THE LYME ART ASSOCIATION

OLD LYME CONNECTICUT 06371

BOX 222

September 20th 1976

Captain William Ellert,
Deputy Fire Marshal
Department of Public Safety
294 Colony Street
Meriden, CT. 06450

Dear Captain Ellert:

Alterations to the Lyme Art Association's Gallery on Lyme Street in Old Lyme are in progress to adapt it for its tenant, Lyme Academy of Fine Arts which has leased a portion of the building. We request an appointment for an interview so that we may show you the plans and discuss what will be necessary to meet fire code requirements. We would appreciate the appointment at an early date as any modifications in the plans will be easier to make at this time.

The Lyme Academy of Fine Arts will occupy the lower (ground) floor for 12 months a year and a portion of the upper (also ground floor on the Lyme Street side) portion of the building from September 15th to May 15th each year during the term of the lease (10 years renewable for an additional ten year period). During the summer season the Lyme Art Association will continue to hold art exhibitions as it has done in the past in the upper (ground floor) galleries.

I enclose a prospectus of the new Lyme Academy of Fine Arts which will give you an idea of its aims and purpose. I look forward to going over the plans with you or with whoever you may designate to assist us in determining what is required.

Sincerely yours

President

Copy to John Secla, Fire Marshal
Town of Old Lyme, CT. 06371



October 7th, 1976

Dear Mrs. Graf:

Have been meaning to thank you for your nice letter, received earlier this summer. I have been so busy getting Queen Anne finished and trying to get the work done in time for our dream project - the Lyme Academy - that I have not had a moment to write.

Queen Anne is now being cast in plaster and the Academy is due to open for at least one and we hope two classes on October 18th. The work is proceeding at a great pace to adapt the Lyme Art Gallery to school needs. The lower floor has all the rooms framed in and we are working to finish up the main floor so that we will have two gallery classrooms in operation the first semester.

We have a short term loan for phase one and we hope part of phase two of the project which would open the lower floor as well. That would leave only the graphics room and parking lot to be completed in phase three with the landscaping and final work. We are trying to interest as many members as possible in our project. Even though you live far from the area I hope you will join as a member to help us in these critical first days of our venture.

I hope you and Mr Graff had a pleasant summer and that you will visit us again next year. I would look forward to having you join me again for lunch or dinner at the Old Lyme Inn. We all feel you are very much a part of Old Lyme even though you live so far from here.

Sincerely yours

October 21, 1976

Mrs. Elisabeth Gordon Chandler
Mill Pond Lane
Old Lyme, Connecticut 06371

Dear Elisabeth:

In my opinion the clause in the Lyme Art Association - Academy
lease concerning insurance premiums permits a pragmatic approach,
which is that the Academy should pay the amount of premiums in excess
of what they would have been if the Academy had not come into being.

Sincerely,

A handwritten signature in blue ink, appearing to read 'HLS', is written above the printed name.

Henry L. Shepherd

October 21, 1976

Mr. Elizabeth Gordon Chandler
Will Pond Lane
Old Lyme, Connecticut 06371

Dear Elizabeth:

In my opinion the clause in the Lyme Art Association - Academy
lease concerning insurance premiums pertains a pragmatic approach,
which is that the Academy should pay the amount of premiums in excess
of what they would have paid if the Academy had not come into being.

Sincerely,



Henry L. Shepherd

LYME ART



ASSOCIATION

OLD LYME, CONNECTICUT

Hat

10-29-76

Dear Henry:

Excuse scraps of paper. I

got the information over the phone
while at the gallery and want to
mail this at once -

The Director does some work
during the winter but not on a regular
basis and whether or not it comes to 2
full weeks work (making up the 20 weeks)
is questionable - We do not operate for 20
full weeks in summer -

E -

(over)

LYME ART



ASSOCIATION

OLD LYME, CONNECTICUT

Lyme Academy Hat:

1 - The models have asked if we will
be reporting and/or deducting them

Tell
Bob Shanklin
I'm sorry; but
the answer
must be
YES - they
are "inde-
pendent con-
tractors", which
means
(a) they are not
under the
Academy's
control, and
(b) they offer
model services
to the "general
public".
- This

Pay for IRS. We should know also!
They considered professional ???
with the teachers - They are definitely
part time and there will be many
different ones throughout the winter -

2 - We have several Bruckman books
which students want to buy - Cost as
advertised in American Artist is \$12.50
(mailed). Must we charge sales tax?

ARTICLES OF INCORPORATION
(CONSTITUTION)
(From the Certificate of Incorporation)

ARTICLE I

The name of the Corporation shall be The Lyme Art Association, Incorporated.

ARTICLE II*

The purposes for which said Corporation is formed are the following, to wit: To own and maintain an Art Gallery; To hold Art Exhibitions; To advance the cause of Art; and to promote such interests of the town of Old Lyme, Connecticut, as may be determined by the members.

In addition, the Corporation shall have the following purposes and powers:

(a) To promote, advance and encourage a public understanding and appreciation of, and public interest in the field of art.

(b) To promote, encourage and develop talent and ability in the field of art through educational programs.

(c) To present art exhibitions for the benefit of the general public.

(d) To engage in any lawful act or activity for which corporations may be formed under Chapter 600 of the Connecticut General Statutes.

(e) To invest and reinvest its funds in such stock, common or preferred, bonds, debentures, mortgages, or in such other securities and property as its membership shall deem advisable, subject to the limitations and conditions contained in any bequest, devise, grant or gift, provided such limitations and conditions are not in conflict with the provisions of Section 501 (d) (3) of the Internal Revenue Code and its Regulations as they now exist or as they may hereafter be amended.

(f) To receive and maintain a fund or funds of real or personal property or both, and subject to the restrictions and limitations hereinafter set forth, to use and apply the whole or any part of the income therefrom and the principal thereof exclusively for charitable, religious, scientific, literary, or educational purposes either directly or by contributions to organizations under Section 501 (d) (3) of the Internal Revenue Code and its Regulations as they now exist or as they may hereafter be amended.

No part of the net earnings of the Corporation shall inure to the benefit of any member, director, officer of the Corporation, or any private individual (except that reasonable compensation may be paid for services to or for the Corporation affecting one or more of its purposes), and no member, director, officer of the Corporation, or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the Corporation. No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation and the Corporation shall not participate in, or intervene in, (including the publication or distribution of statements) any political campaign on the behalf of any candidate for public office.

Notwithstanding any other provision of this certificate, the Corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt under Section 501(d) (3) of the Internal Revenue Code

